

115TH CONGRESS
1ST SESSION

H. R. 3364

To provide congressional review and to counter aggression by the Governments of Iran, the Russian Federation, and North Korea, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2017

Mr. ROYCE of California (for himself, Mr. ENGEL, Mr. MCCARTHY, and Mr. HOYER) introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on Intelligence, the Judiciary, Oversight and Government Reform, Armed Services, Financial Services, Rules, Ways and Means, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide congressional review and to counter aggression by the Governments of Iran, the Russian Federation, and North Korea, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Countering America’s Adversaries Through Sanctions
6 Act”.

- 1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—SANCTIONS WITH RESPECT TO IRAN

- Sec. 101. Short title.
 Sec. 102. Definitions.
 Sec. 103. Regional strategy for countering conventional and asymmetric Iranian threats in the Middle East and North Africa.
 Sec. 104. Imposition of additional sanctions in response to Iran’s ballistic missile program.
 Sec. 105. Imposition of terrorism-related sanctions with respect to the IRGC.
 Sec. 106. Imposition of additional sanctions with respect to persons responsible for human rights abuses.
 Sec. 107. Enforcement of arms embargos.
 Sec. 108. Review of applicability of sanctions relating to Iran’s support for terrorism and its ballistic missile program.
 Sec. 109. Report on coordination of sanctions between the United States and the European Union.
 Sec. 110. Report on United States citizens detained by Iran.
 Sec. 111. Exceptions for national security and humanitarian assistance; rule of construction.
 Sec. 112. Presidential waiver authority.

TITLE II—SANCTIONS WITH RESPECT TO THE RUSSIAN FEDERATION AND COMBATING TERRORISM AND ILLICIT FINANCING

Sec. 201. Short title.

Subtitle A—Sanctions and Other Measures With Respect to the Russian Federation

- Sec. 211. Findings.
 Sec. 212. Sense of Congress.

PART 1—CONGRESSIONAL REVIEW OF SANCTIONS IMPOSED WITH RESPECT TO THE RUSSIAN FEDERATION

- Sec. 215. Short title.
 Sec. 216. Congressional review of certain actions relating to sanctions imposed with respect to the Russian Federation.

PART 2—SANCTIONS WITH RESPECT TO THE RUSSIAN FEDERATION

- Sec. 221. Definitions.
 Sec. 222. Codification of sanctions relating to the Russian Federation.
 Sec. 223. Modification of implementation of Executive Order 13662.
 Sec. 224. Imposition of sanctions with respect to activities of the Russian Federation undermining cybersecurity.
 Sec. 225. Imposition of sanctions relating to special Russian crude oil projects.
 Sec. 226. Imposition of sanctions with respect to Russian and other foreign financial institutions.
 Sec. 227. Mandatory imposition of sanctions with respect to significant corruption in the Russian Federation.

- Sec. 228. Mandatory imposition of sanctions with respect to certain transactions with foreign sanctions evaders and serious human rights abusers in the Russian Federation.
- Sec. 229. Notifications to Congress under Ukraine Freedom Support Act of 2014.
- Sec. 230. Standards for termination of certain sanctions with respect to the Russian Federation.
- Sec. 231. Imposition of sanctions with respect to persons engaging in transactions with the intelligence or defense sectors of the Government of the Russian Federation.
- Sec. 232. Sanctions with respect to the development of pipelines in the Russian Federation.
- Sec. 233. Sanctions with respect to investment in or facilitation of privatization of state-owned assets by the Russian Federation.
- Sec. 234. Sanctions with respect to the transfer of arms and related materiel to Syria.
- Sec. 235. Sanctions described.
- Sec. 236. Exceptions, waiver, and termination.
- Sec. 237. Exception relating to activities of the National Aeronautics and Space Administration.
- Sec. 238. Rule of construction.

PART 3—REPORTS

- Sec. 241. Report on oligarchs and parastatal entities of the Russian Federation.
- Sec. 242. Report on effects of expanding sanctions to include sovereign debt and derivative products.
- Sec. 243. Report on illicit finance relating to the Russian Federation.

Subtitle B—Countering Russian Influence in Europe and Eurasia

- Sec. 251. Findings.
- Sec. 252. Sense of Congress.
- Sec. 253. Statement of policy.
- Sec. 254. Coordinating aid and assistance across Europe and Eurasia.
- Sec. 255. Report on media organizations controlled and funded by the Government of the Russian Federation.
- Sec. 256. Report on Russian Federation influence on elections in Europe and Eurasia.
- Sec. 257. Ukrainian energy security.
- Sec. 258. Termination.
- Sec. 259. Appropriate congressional committees defined.

Subtitle C—Combating Terrorism and Illicit Financing

PART 1—NATIONAL STRATEGY FOR COMBATING TERRORIST AND OTHER ILLICIT FINANCING

- Sec. 261. Development of national strategy.
- Sec. 262. Contents of national strategy.

PART 2—ENHANCING ANTITERRORISM TOOLS OF THE DEPARTMENT OF THE TREASURY

- Sec. 271. Improving antiterror finance monitoring of funds transfers.

- Sec. 272. Sense of Congress on international cooperation regarding terrorist financing intelligence.
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PART 3—DEFINITIONS

- Sec. 281. Definitions.

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- Sec. 291. Rule of construction.
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- Sec. 301. Short title.
- Sec. 302. Definitions.

Subtitle A—Sanctions to Enforce and Implement United Nations Security Council Sanctions Against North Korea

- Sec. 311. Modification and expansion of requirements for the designation of persons.
- Sec. 312. Prohibition on indirect correspondent accounts.
- Sec. 313. Limitations on foreign assistance to noncompliant governments.
- Sec. 314. Amendments to enhance inspection authorities.
- Sec. 315. Enforcing compliance with United Nations shipping sanctions against North Korea.
- Sec. 316. Report on cooperation between North Korea and Iran.
- Sec. 317. Report on implementation of United Nations Security Council resolutions by other governments.
- Sec. 318. Briefing on measures to deny specialized financial messaging services to designated North Korean financial institutions.

Subtitle B—Sanctions With Respect to Human Rights Abuses by the Government of North Korea

- Sec. 321. Sanctions for forced labor and slavery overseas of North Koreans.
- Sec. 322. Modifications to sanctions suspension and waiver authorities.
- Sec. 323. Reward for informants.
- Sec. 324. Determination on designation of North Korea as a state sponsor of terrorism.

Subtitle C—General Authorities

- Sec. 331. Authority to consolidate reports.
- Sec. 332. Rule of construction.
- Sec. 333. Regulatory authority.
- Sec. 334. Limitation on funds.

TITLE I—SANCTIONS WITH RESPECT TO IRAN

SEC. 101. SHORT TITLE.

This title may be cited as the “Countering Iran’s Destabilizing Activities Act of 2017”.

SEC. 102. DEFINITIONS.

In this title:

(1) **ACT OF INTERNATIONAL TERRORISM.**—The term “act of international terrorism” has the meaning given that term in section 14 of the Iran Sanctions Act of 1996 (Public Law 104–172; 50 U.S.C. 1701 note).

(2) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” has the meaning given that term in section 14 of the Iran Sanctions Act of 1996 (Public Law 104–172; 50 U.S.C. 1701 note).

(3) **FOREIGN PERSON.**—The term “foreign person” means a person that is not a United States person.

(4) **IRANIAN PERSON.**—The term “Iranian person” means—

(A) an individual who is a citizen or national of Iran; or

1 (B) an entity organized under the laws of
 2 Iran or otherwise subject to the jurisdiction of
 3 the Government of Iran.

4 (5) IRGC.—The term “IRGC” means Iran’s Is-
 5 lamic Revolutionary Guard Corps.

6 (6) KNOWINGLY.—The term “knowingly” has
 7 the meaning given that term in section 14 of the
 8 Iran Sanctions Act of 1996 (Public Law 104–172;
 9 50 U.S.C. 1701 note).

10 (7) UNITED STATES PERSON.—The term
 11 “United States person” means—

12 (A) a United States citizen or an alien law-
 13 fully admitted for permanent residence to the
 14 United States; or

15 (B) an entity organized under the laws of
 16 the United States or of any jurisdiction within
 17 the United States, including a foreign branch of
 18 such an entity.

19 **SEC. 103. REGIONAL STRATEGY FOR COUNTERING CON-**
 20 **VENTIONAL AND ASYMMETRIC IRANIAN**
 21 **THREATS IN THE MIDDLE EAST AND NORTH**
 22 **AFRICA.**

23 (a) IN GENERAL.—Not later than 180 days after the
 24 date of the enactment of this Act, and every 2 years there-
 25 after, the Secretary of State, the Secretary of Defense,

1 the Secretary of the Treasury, and the Director of Na-
2 tional Intelligence shall jointly develop and submit to the
3 appropriate congressional committees and leadership a
4 strategy for deterring conventional and asymmetric Ira-
5 nian activities and threats that directly threaten the
6 United States and key allies in the Middle East, North
7 Africa, and beyond.

8 (b) ELEMENTS.—The strategy required by subsection
9 (a) shall include at a minimum the following:

10 (1) A summary of the near- and long-term
11 United States objectives, plans, and means for coun-
12 tering Iran’s destabilizing activities, including identi-
13 fication of countries that share the objective of coun-
14 tering Iran’s destabilizing activities.

15 (2) A summary of the capabilities and contribu-
16 tions of individual countries to shared efforts to
17 counter Iran’s destabilizing activities, and a sum-
18 mary of additional actions or contributions that each
19 country could take to further contribute.

20 (3) An assessment of Iran’s conventional force
21 capabilities and an assessment of Iran’s plans to up-
22 grade its conventional force capabilities, including its
23 acquisition, development, and deployment of ballistic
24 and cruise missile capabilities, unmanned aerial vehi-

cles, and maritime offensive and anti-access or area denial capabilities.

(4) An assessment of Iran’s chemical and biological weapons capabilities and an assessment of Iranian plans to upgrade its chemical or biological weapons capabilities.

(5) An assessment of Iran’s asymmetric activities in the region, including—

(A) the size, capabilities, and activities of the IRGC, including the Quds Force;

(B) the size, capabilities, and activities of Iran’s cyber operations;

(C) the types and amount of support, including funding, lethal and nonlethal contributions, and training, provided to Hezbollah, Hamas, special groups in Iraq, the regime of Bashar al-Assad in Syria, Houthi fighters in Yemen, and other violent groups across the Middle East; and

(D) the scope and objectives of Iran’s information operations and use of propaganda.

(6) A summary of United States actions, unilaterally and in cooperation with foreign governments, to counter destabilizing Iranian activities, including—

1 (A) interdiction of Iranian lethal arms
2 bound for groups designated as foreign terrorist
3 organizations under section 219 of the Immi-
4 gration and Nationality Act (8 U.S.C. 1189);

5 (B) Iran’s interference in international
6 commercial shipping lanes;

7 (C) attempts by Iran to undermine or sub-
8 vert internationally recognized governments in
9 the Middle East region; and

10 (D) Iran’s support for the regime of
11 Bashar al-Assad in Syria, including—

12 (i) financial assistance, military equip-
13 ment and personnel, and other support
14 provided to that regime; and

15 (ii) support and direction to other
16 armed actors that are not Syrian or Ira-
17 nian and are acting on behalf of that re-
18 gime.

19 (c) FORM OF STRATEGY.—The strategy required by
20 subsection (a) shall be submitted in unclassified form, but
21 may include a classified annex.

22 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
23 AND LEADERSHIP DEFINED.—In this section, the term
24 “appropriate congressional committees and leadership”
25 means—

1 (1) the Committee on Finance, the Committee
2 on Banking, Housing, and Urban Affairs, the Com-
3 mittee on Foreign Relations, and the majority and
4 minority leaders of the Senate; and

5 (2) the Committee on Ways and Means, the
6 Committee on Financial Services, the Committee on
7 Foreign Affairs, and the Speaker, the majority lead-
8 er, and the minority leader of the House of Rep-
9 resentatives.

10 **SEC. 104. IMPOSITION OF ADDITIONAL SANCTIONS IN RE-**
11 **SPONSE TO IRAN'S BALLISTIC MISSILE PRO-**
12 **GRAM.**

13 (a) SENSE OF CONGRESS.—It is the sense of Con-
14 gress that the Secretary of the Treasury and the Secretary
15 of State should continue to implement Executive Order
16 13382 (50 U.S.C. 1701 note; relating to blocking property
17 of weapons of mass destruction delivery system
18 proliferators and their supporters).

19 (b) IMPOSITION OF SANCTIONS.—The President shall
20 impose the sanctions described in subsection (c) with re-
21 spect to any person that the President determines, on or
22 after the date of the enactment of this Act—

23 (1) knowingly engages in any activity that ma-
24 terially contributes to the activities of the Govern-
25 ment of Iran with respect to its ballistic missile pro-

1 gram, or any other program in Iran for developing,
2 deploying, or maintaining systems capable of deliv-
3 ering weapons of mass destruction, including any ef-
4 forts to manufacture, acquire, possess, develop,
5 transport, transfer, or use such capabilities;

6 (2) is a successor entity to a person referred to
7 in paragraph (1);

8 (3) owns or controls or is owned or controlled
9 by a person referred to in paragraph (1);

10 (4) forms an entity with the purpose of evading
11 sanctions that would otherwise be imposed pursuant
12 to paragraph (3);

13 (5) is acting for or on behalf of a person re-
14 ferred to in paragraph (1), (2), (3), or (4); or

15 (6) knowingly provides or attempts to provide
16 financial, material, technological, or other support
17 for, or goods or services in support of, a person re-
18 ferred to in paragraph (1), (2), (3), (4) or (5).

19 (c) SANCTIONS DESCRIBED.—The sanctions de-
20 scribed in this subsection are the following:

21 (1) BLOCKING OF PROPERTY.—The President
22 shall block, in accordance with the International
23 Emergency Economic Powers Act (50 U.S.C. 1701
24 et seq.), all transactions in all property and interests
25 in property of any person subject to subsection (b)

1 if such property and interests in property are in the
2 United States, come within the United States, or are
3 or come within the possession or control of a United
4 States person.

5 (2) EXCLUSION FROM UNITED STATES.—The
6 Secretary of State shall deny a visa to, and the Sec-
7 retary of Homeland Security shall exclude from the
8 United States, any person subject to subsection (b)
9 that is an alien.

10 (d) PENALTIES.—A person that violates, attempts to
11 violate, conspires to violate, or causes a violation of sub-
12 section (c)(1) or any regulation, license, or order issued
13 to carry out that subsection shall be subject to the pen-
14 alties set forth in subsections (b) and (c) of section 206
15 of the International Emergency Economic Powers Act (50
16 U.S.C. 1705) to the same extent as a person that commits
17 an unlawful act described in subsection (a) of that section.

18 (e) REPORT ON CONTRIBUTIONS TO IRAN’S BAL-
19 LISTIC MISSILE PROGRAM.—

20 (1) IN GENERAL.—Not later than 180 days
21 after the date of the enactment of this Act, and
22 every 180 days thereafter, the President shall sub-
23 mit to the appropriate congressional committees a
24 report describing each person that—

1 (A) has, during the period specified in
2 paragraph (2), conducted any activity that has
3 materially contributed to the activities of the
4 Government of Iran with respect to its ballistic
5 missile program, or any other program in Iran
6 for developing, deploying, or maintaining sys-
7 tems capable of delivering weapons of mass de-
8 struction, including any efforts to manufacture,
9 acquire, possess, develop, transport, transfer, or
10 use such capabilities;

11 (B) is a successor entity to a person re-
12 ferred to in subparagraph (A);

13 (C) owns or controls or is owned or con-
14 trolled by a person referred to in subparagraph
15 (A);

16 (D) forms an entity with the purpose of
17 evading sanctions that could be imposed as a
18 result of a relationship described in subpara-
19 graph (C);

20 (E) is acting for or on behalf of a person
21 referred to in subparagraph (A), (B), (C), or
22 (D); or

23 (F) is known or believed to have provided,
24 or attempted to provide, during the period spec-
25 ified in paragraph (2), financial, material, tech-

1 nological, or other support for, or goods or serv-
2 ices in support of, any material contribution to
3 a program described in subparagraph (A) car-
4 ried out by a person described in subparagraph
5 (A), (B), (C), (D), or (E).

6 (2) PERIOD SPECIFIED.—The period specified
7 in this paragraph is—

8 (A) in the case of the first report sub-
9 mitted under paragraph (1), the period begin-
10 ning January 1, 2016, and ending on the date
11 the report is submitted; and

12 (B) in the case of a subsequent such re-
13 port, the 180-day period preceding the submis-
14 sion of the report.

15 (3) FORM OF REPORT.—Each report required
16 by paragraph (1) shall be submitted in unclassified
17 form but may include a classified annex.

18 **SEC. 105. IMPOSITION OF TERRORISM-RELATED SANC-**
19 **TIONS WITH RESPECT TO THE IRGC.**

20 (a) FINDINGS.—Congress makes the following find-
21 ings:

22 (1) The IRGC is subject to sanctions pursuant
23 to Executive Order 13382 (50 U.S.C. 1701 note; re-
24 lating to blocking property of weapons of mass de-
25 struction delivery system proliferators and their sup-

1 porters), the Comprehensive Iran Sanctions, Ac-
2 countability, and Divestment Act of 2010 (22 U.S.C.
3 8501 et seq.), Executive Order 13553 (50 U.S.C.
4 1701 note; relating to blocking property of certain
5 persons with respect to serious human rights abuses
6 by the Government of Iran), and Executive Order
7 13606 (50 U.S.C. 1701 note; relating to blocking
8 the property and suspending entry into the United
9 States of certain persons with respect to grave
10 human rights abuses by the Governments of Iran
11 and Syria via information technology).

12 (2) The Iranian Revolutionary Guard Corps–
13 Quds Force (in this section referred to as the
14 “IRGC–QF”) is the primary arm of the Government
15 of Iran for executing its policy of supporting ter-
16 rorist and insurgent groups. The IRGC–QF provides
17 material, logistical assistance, training, and financial
18 support to militants and terrorist operatives
19 throughout the Middle East and South Asia and was
20 designated for the imposition of sanctions by the
21 Secretary of the Treasury pursuant to Executive
22 Order 13224 (50 U.S.C. 1701 note; relating to
23 blocking property and prohibiting transactions with
24 persons who commit, threaten to commit, or support

1 terrorism) in October 2007 for its support of ter-
 2 rorism.

3 (3) The IRGC, not just the IRGC-QF, is re-
 4 sponsible for implementing Iran's international pro-
 5 gram of destabilizing activities, support for acts of
 6 international terrorism, and ballistic missile pro-
 7 gram.

8 (b) IN GENERAL.—Beginning on the date that is 90
 9 days after the date of the enactment of this Act, the Presi-
 10 dent shall impose the sanctions described in subsection (c)
 11 with respect to the IRGC and foreign persons that are
 12 officials, agents, or affiliates of the IRGC.

13 (c) SANCTIONS DESCRIBED.—The sanctions de-
 14 scribed in this subsection are sanctions applicable with re-
 15 spect to a foreign person pursuant to Executive Order
 16 13224 (50 U.S.C. 1701 note; relating to blocking property
 17 and prohibiting transactions with persons who commit,
 18 threaten to commit, or support terrorism).

19 **SEC. 106. IMPOSITION OF ADDITIONAL SANCTIONS WITH**
 20 **RESPECT TO PERSONS RESPONSIBLE FOR**
 21 **HUMAN RIGHTS ABUSES.**

22 (a) IN GENERAL.—Not later than 90 days after the
 23 date of the enactment of this Act, and annually thereafter,
 24 the Secretary of State shall submit to the appropriate con-
 25 gressional committees a list of each person the Secretary

1 determines, based on credible evidence, on or after the
2 date of the enactment of this Act—

3 (1) is responsible for extrajudicial killings, tor-
4 ture, or other gross violations of internationally rec-
5 ognized human rights committed against individuals
6 in Iran who seek—

7 (A) to expose illegal activity carried out by
8 officials of the Government of Iran; or

9 (B) to obtain, exercise, defend, or promote
10 internationally recognized human rights and
11 freedoms, such as the freedoms of religion, ex-
12 pression, association, and assembly, and the
13 rights to a fair trial and democratic elections;
14 or

15 (2) acts as an agent of or on behalf of a foreign
16 person in a matter relating to an activity described
17 in paragraph (1).

18 (b) SANCTIONS DESCRIBED.—

19 (1) IN GENERAL.—The President may, in ac-
20 cordance with the International Emergency Eco-
21 nomic Powers Act (50 U.S.C. 1701 et seq.), block
22 all transactions in all property and interests in prop-
23 erty of a person on the list required by subsection
24 (a) if such property and interests in property are in
25 the United States, come within the United States, or

1 are or come within the possession or control of a
2 United States person.

3 (2) PENALTIES.—A person that violates, at-
4 tempts to violate, conspires to violate, or causes a
5 violation of paragraph (1) or any regulation, license,
6 or order issued to carry out paragraph (1) shall be
7 subject to the penalties set forth in subsections (b)
8 and (c) of section 206 of the International Emer-
9 gency Economic Powers Act (50 U.S.C. 1705) to the
10 same extent as a person that commits an unlawful
11 act described in subsection (a) of that section.

12 **SEC. 107. ENFORCEMENT OF ARMS EMBARGOS.**

13 (a) IN GENERAL.—Except as provided in subsection
14 (d), the President shall impose the sanctions described in
15 subsection (b) with respect to any person that the Presi-
16 dent determines—

17 (1) knowingly engages in any activity that ma-
18 terially contributes to the supply, sale, or transfer
19 directly or indirectly to or from Iran, or for the use
20 in or benefit of Iran, of any battle tanks, armored
21 combat vehicles, large caliber artillery systems, com-
22 bat aircraft, attack helicopters, warships, missiles or
23 missile systems, as defined for the purpose of the
24 United Nations Register of Conventional Arms, or
25 related materiel, including spare parts; or

1 (2) knowingly provides to Iran any technical
2 training, financial resources or services, advice, other
3 services or assistance related to the supply, sale,
4 transfer, manufacture, maintenance, or use of arms
5 and related materiel described in paragraph (1).

6 (b) SANCTIONS DESCRIBED.—

7 (1) BLOCKING OF PROPERTY.—The President
8 shall block, in accordance with the International
9 Emergency Economic Powers Act (50 U.S.C. 1701
10 et seq.), all transactions in all property and interests
11 in property of any person subject to subsection (a)
12 if such property and interests in property are in the
13 United States, come within the United States, or are
14 or come within the possession or control of a United
15 States person.

16 (2) EXCLUSION FROM UNITED STATES.—The
17 Secretary of State shall deny a visa to, and the Sec-
18 retary of Homeland Security shall exclude from the
19 United States, any person subject to subsection (a)
20 that is an alien.

21 (c) PENALTIES.—A person that violates, attempts to
22 violate, conspires to violate, or causes a violation of sub-
23 section (b)(1) or any regulation, license, or order issued
24 to carry out that subsection shall be subject to the pen-
25 alties set forth in subsections (b) and (c) of section 206

1 of the International Emergency Economic Powers Act (50
2 U.S.C. 1705) to the same extent as a person that commits
3 an unlawful act described in subsection (a) of that section.

4 (d) EXCEPTION.—The President is not required to
5 impose sanctions under subsection (a) with respect to a
6 person for engaging in an activity described in that sub-
7 section if the President certifies to the appropriate con-
8 gressional committees that—

9 (1) permitting the activity is in the national se-
10 curity interest of the United States;

11 (2) Iran no longer presents a significant threat
12 to the national security of the United States and to
13 the allies of the United States; and

14 (3) the Government of Iran has ceased pro-
15 viding operational or financial support for acts of
16 international terrorism and no longer satisfies the
17 requirements for designation as a state sponsor of
18 terrorism.

19 (e) STATE SPONSOR OF TERRORISM DEFINED.—In
20 this section, the term “state sponsor of terrorism” means
21 a country the government of which the Secretary of State
22 has determined to be a government that has repeatedly
23 provided support for acts of international terrorism for
24 purposes of—

1 (1) section 6(j)(1)(A) of the Export Administra-
2 tion Act of 1979 (50 U.S.C. 4605(j)(1)(A)) (as con-
3 tinued in effect pursuant to the International Emer-
4 gency Economic Powers Act (50 U.S.C. 1701 et
5 seq.));

6 (2) section 620A(a) of the Foreign Assistance
7 Act of 1961 (22 U.S.C. 2371(a));

8 (3) section 40(d) of the Arms Export Control
9 Act (22 U.S.C. 2780(d)); or

10 (4) any other provision of law.

11 **SEC. 108. REVIEW OF APPLICABILITY OF SANCTIONS RE-**
12 **LATING TO IRAN'S SUPPORT FOR TERRORISM**
13 **AND ITS BALLISTIC MISSILE PROGRAM.**

14 (a) IN GENERAL.—Not later than 5 years after the
15 date of the enactment of this Act, the President shall con-
16 duct a review of all persons on the list of specially des-
17 ignated nationals and blocked persons maintained by the
18 Office of Foreign Assets Control of the Department of the
19 Treasury for activities relating to Iran—

20 (1) to assess the conduct of such persons as
21 that conduct relates to—

22 (A) any activity that materially contributes
23 to the activities of the Government of Iran with
24 respect to its ballistic missile program; or

1 (B) support by the Government of Iran for
2 acts of international terrorism; and

3 (2) to determine the applicability of sanctions
4 with respect to such persons under—

5 (A) Executive Order 13382 (50 U.S.C.
6 1701 note; relating to blocking property of
7 weapons of mass destruction delivery system
8 proliferators and their supporters); or

9 (B) Executive Order 13224 (50 U.S.C.
10 1701 note; relating to blocking property and
11 prohibiting transactions with persons who com-
12 mit, threaten to commit, or support terrorism).

13 (b) IMPLEMENTATION OF SANCTIONS.—If the Presi-
14 dent determines under subsection (a) that sanctions under
15 an Executive order specified in paragraph (2) of that sub-
16 section are applicable with respect to a person, the Presi-
17 dent shall—

18 (1) impose sanctions with respect to that person
19 pursuant to that Executive order; or

20 (2) exercise the waiver authority provided under
21 section 112.

1 **SEC. 109. REPORT ON COORDINATION OF SANCTIONS BE-**
2 **TWEEN THE UNITED STATES AND THE EURO-**
3 **PEAN UNION.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 date of the enactment of this Act, and every 180 days
6 thereafter, the President shall submit to the appropriate
7 congressional committees a report that includes the fol-
8 lowing:

9 (1) A description of each instance, during the
10 period specified in subsection (b)—

11 (A) in which the United States has im-
12 posed sanctions with respect to a person for ac-
13 tivity related to the proliferation of weapons of
14 mass destruction or delivery systems for such
15 weapons to or by Iran, support for acts of inter-
16 national terrorism by Iran, or human rights
17 abuses in Iran, but in which the European
18 Union has not imposed corresponding sanctions;
19 and

20 (B) in which the European Union has im-
21 posed sanctions with respect to a person for ac-
22 tivity related to the proliferation of weapons of
23 mass destruction or delivery systems for such
24 weapons to or by Iran, support for acts of inter-
25 national terrorism by Iran, or human rights

1 abuses in Iran, but in which the United States
2 has not imposed corresponding sanctions.

3 (2) An explanation for the reason for each dis-
4 crepancy between sanctions imposed by the Euro-
5 pean Union and sanctions imposed by the United
6 States described in subparagraphs (A) and (B) of
7 paragraph (1).

8 (b) PERIOD SPECIFIED.—The period specified in this
9 subsection is—

10 (1) in the case of the first report submitted
11 under subsection (a), the period beginning on the
12 date of the enactment of this Act and ending on the
13 date the report is submitted; and

14 (2) in the case of a subsequent such report, the
15 180-day period preceding the submission of the re-
16 port.

17 (c) FORM OF REPORT.—The report required by sub-
18 section (a) shall be submitted in unclassified form but may
19 include a classified annex.

20 **SEC. 110. REPORT ON UNITED STATES CITIZENS DETAINED**
21 **BY IRAN.**

22 (a) IN GENERAL.—Not later than 90 days after the
23 date of the enactment of this Act, and every 180 days
24 thereafter, the President shall submit to the appropriate
25 congressional committees and leadership a report on

1 United States citizens, including United States citizens
2 who are also citizens of other countries, detained by Iran
3 or groups supported by Iran that includes—

4 (1) information regarding any officials of the
5 Government of Iran involved in any way in the de-
6 tentions; and

7 (2) a summary of efforts the United States
8 Government has taken to secure the swift release of
9 those United States citizens.

10 (b) FORM OF REPORT.—The report required by sub-
11 section (a) shall be submitted in unclassified form, but
12 may include a classified annex.

13 (c) APPROPRIATE CONGRESSIONAL COMMITTEES
14 AND LEADERSHIP DEFINED.—In this section, the term
15 “appropriate congressional committees and leadership”
16 means—

17 (1) the Committee on Finance, the Committee
18 on Banking, Housing, and Urban Affairs, the Com-
19 mittee on Foreign Relations, and the majority and
20 minority leaders of the Senate; and

21 (2) the Committee on Ways and Means, the
22 Committee on Financial Services, the Committee on
23 Foreign Affairs, and the Speaker, the majority lead-
24 er, and the minority leader of the House of Rep-
25 resentatives.

1 **SEC. 111. EXCEPTIONS FOR NATIONAL SECURITY AND HU-**
2 **MANITARIAN ASSISTANCE; RULE OF CON-**
3 **STRUCTION.**

4 (a) IN GENERAL.—The following activities shall be
5 exempt from sanctions under sections 104, 105, 106, and
6 107:

7 (1) Any activity subject to the reporting re-
8 quirements under title V of the National Security
9 Act of 1947 (50 U.S.C. 3091 et seq.), or to any au-
10 thorized intelligence activities of the United States.

11 (2) The admission of an alien to the United
12 States if such admission is necessary to comply with
13 United States obligations under the Agreement be-
14 tween the United Nations and the United States of
15 America regarding the Headquarters of the United
16 Nations, signed at Lake Success June 26, 1947, and
17 entered into force November 21, 1947, or under the
18 Convention on Consular Relations, done at Vienna
19 April 24, 1963, and entered into force March 19,
20 1967, or other applicable international obligations of
21 the United States.

22 (3) The conduct or facilitation of a transaction
23 for the sale of agricultural commodities, food, medi-
24 cine, or medical devices to Iran or for the provision
25 of humanitarian assistance to the people of Iran, in-
26 cluding engaging in a financial transaction relating

1 to humanitarian assistance or for humanitarian pur-
2 poses or transporting goods or services that are nec-
3 essary to carry out operations relating to humani-
4 tarian assistance or humanitarian purposes.

5 (b) IMPLEMENTATION.—The President may exercise
6 all authorities provided under sections 203 and 205 of the
7 International Emergency Economic Powers Act (50
8 U.S.C. 1702 and 1704) to carry out this Act.

9 (c) RULE OF CONSTRUCTION.—Nothing in this Act
10 shall be construed to limit the authority of the President
11 under the International Emergency Economic Powers Act
12 (50 U.S.C. 1701 et seq.).

13 (d) DEFINITIONS.—In this section:

14 (1) AGRICULTURAL COMMODITY.—The term
15 “agricultural commodity” has the meaning given
16 that term in section 102 of the Agricultural Trade
17 Act of 1978 (7 U.S.C. 5602).

18 (2) GOOD.—The term “good” has the meaning
19 given that term in section 16 of the Export Adminis-
20 tration Act of 1979 (50 U.S.C. 4618) (as continued
21 in effect pursuant to the International Emergency
22 Economic Powers Act (50 U.S.C. 1701 et seq.)).

23 (3) MEDICAL DEVICE.—The term “medical de-
24 vice” has the meaning given the term “device” in

1 section 201 of the Federal Food, Drug, and Cos-
2 metic Act (21 U.S.C. 321).

3 (4) MEDICINE.—The term “medicine” has the
4 meaning given the term “drug” in section 201 of the
5 Federal Food, Drug, and Cosmetic Act (21 U.S.C.
6 321).

7 **SEC. 112. PRESIDENTIAL WAIVER AUTHORITY.**

8 (a) CASE-BY-CASE WAIVER AUTHORITY.—

9 (1) IN GENERAL.—The President may waive,
10 on a case-by-case basis and for a period of not more
11 than 180 days, a requirement under section 104,
12 105, 106, 107, or 108 to impose or maintain sanc-
13 tions with respect to a person, and may waive the
14 continued imposition of such sanctions, not less than
15 30 days after the President determines and reports
16 to the appropriate congressional committees that it
17 is vital to the national security interests of the
18 United States to waive such sanctions.

19 (2) RENEWAL OF WAIVERS.—The President
20 may, on a case-by-case basis, renew a waiver under
21 paragraph (1) for an additional period of not more
22 than 180 days if, not later than 15 days before that
23 waiver expires, the President makes the determina-
24 tion and submits to the appropriate congressional
25 committees a report described in paragraph (1).

1 (3) SUCCESSIVE RENEWAL.—The renewal au-
2 thority provided under paragraph (2) may be exer-
3 cised for additional successive periods of not more
4 than 180 days if the President follows the proce-
5 dures set forth in paragraph (2), and submits the
6 report described in paragraph (1), for each such re-
7 newal.

8 (b) CONTENTS OF WAIVER REPORTS.—Each report
9 submitted under subsection (a) in connection with a waiv-
10 er of sanctions under section 104, 105, 106, 107, or 108
11 with respect to a person, or the renewal of such a waiver,
12 shall include—

13 (1) a specific and detailed rationale for the de-
14 termination that the waiver is vital to the national
15 security interests of the United States;

16 (2) a description of the activity that resulted in
17 the person being subject to sanctions;

18 (3) an explanation of any efforts made by the
19 United States, as applicable, to secure the coopera-
20 tion of the government with primary jurisdiction
21 over the person or the location where the activity de-
22 scribed in paragraph (2) occurred in terminating or,
23 as appropriate, penalizing the activity; and

24 (4) an assessment of the significance of the ac-
25 tivity described in paragraph (2) in contributing to

1 the ability of Iran to threaten the interests of the
2 United States or allies of the United States, develop
3 systems capable of delivering weapons of mass de-
4 struction, support acts of international terrorism, or
5 violate the human rights of any person in Iran.

6 (c) EFFECT OF REPORT ON WAIVER.—If the Presi-
7 dent submits a report under subsection (a) in connection
8 with a waiver of sanctions under section 104, 105, 106,
9 107, or 108 with respect to a person, or the renewal of
10 such a waiver, the President shall not be required to im-
11 pose or maintain sanctions under section 104, 105, 106,
12 107, or 108, as applicable, with respect to the person de-
13 scribed in the report during the 30-day period referred to
14 in subsection (a).

15 **TITLE II—SANCTIONS WITH RE-**
16 **SPECT TO THE RUSSIAN FED-**
17 **ERATION AND COMBATING**
18 **TERRORISM AND ILLICIT FI-**
19 **NANCING**

20 **SEC. 201. SHORT TITLE.**

21 This title may be cited as the “Countering Russian
22 Influence in Europe and Eurasia Act of 2017”.

1 **Subtitle A—Sanctions and Other**
2 **Measures With Respect to the**
3 **Russian Federation**

4 **SEC. 211. FINDINGS.**

5 Congress makes the following findings:

6 (1) On March 6, 2014, President Barack
7 Obama issued Executive Order 13660 (79 Fed. Reg.
8 13493; relating to blocking property of certain per-
9 sons contributing to the situation in Ukraine), which
10 authorizes the Secretary of the Treasury, in con-
11 sultation with the Secretary of State, to impose
12 sanctions on those determined to be undermining
13 democratic processes and institutions in Ukraine or
14 threatening the peace, security, stability, sov-
15 ereignty, and territorial integrity of Ukraine. Presi-
16 dent Obama subsequently issued Executive Order
17 13661 (79 Fed. Reg. 15535; relating to blocking
18 property of additional persons contributing to the
19 situation in Ukraine) and Executive Order 13662
20 (79 Fed. Reg. 16169; relating to blocking property
21 of additional persons contributing to the situation in
22 Ukraine) to expand sanctions on certain persons
23 contributing to the situation in Ukraine.

24 (2) On December 18, 2014, the Ukraine Free-
25 dom Support Act of 2014 was enacted (Public Law

1 113–272; 22 U.S.C. 8921 et seq.), which includes
2 provisions directing the President to impose sanc-
3 tions on foreign persons that the President deter-
4 mines to be entities owned or controlled by the Gov-
5 ernment of the Russian Federation or nationals of
6 the Russian Federation that manufacture, sell,
7 transfer, or otherwise provide certain defense articles
8 into Syria.

9 (3) On April 1, 2015, President Obama issued
10 Executive Order 13694 (80 Fed. Reg. 18077; relat-
11 ing to blocking the property of certain persons en-
12 gaging in significant malicious cyber-enabled activi-
13 ties), which authorizes the Secretary of the Treas-
14 ury, in consultation with the Attorney General and
15 the Secretary of State, to impose sanctions on per-
16 sons determined to be engaged in malicious cyber-
17 hacking.

18 (4) On July 26, 2016, President Obama ap-
19 proved a Presidential Policy Directive on United
20 States Cyber Incident Coordination, which states,
21 “certain cyber incidents that have significant im-
22 pacts on an entity, our national security, or the
23 broader economy require a unique approach to re-
24 sponse efforts”.

1 (5) On December 29, 2016, President Obama
2 issued an annex to Executive Order 13694, which
3 authorized sanctions on the following entities and in-
4 dividuals:

5 (A) The Main Intelligence Directorate
6 (also known as Glavnoe Razvedyvatel'noe
7 Upravlenie or the GRU) in Moscow, Russian
8 Federation.

9 (B) The Federal Security Service (also
10 known as Federalnaya Sluzhba Bezopasnosti or
11 the FSB) in Moscow, Russian Federation.

12 (C) The Special Technology Center (also
13 known as STLC, Ltd. Special Technology Cen-
14 ter St. Petersburg) in St. Petersburg, Russian
15 Federation.

16 (D) Zorsecurity (also known as Esage
17 Lab) in Moscow, Russian Federation.

18 (E) The autonomous noncommercial orga-
19 nization known as the Professional Association
20 of Designers of Data Processing Systems (also
21 known as ANO PO KSI) in Moscow, Russian
22 Federation.

23 (F) Igor Valentinovich Korobov.

24 (G) Sergey Aleksandrovich Gizunov.

25 (H) Igor Olegovich Kostyukov.

(I) Vladimir Stepanovich Alexseyev.

(6) On January 6, 2017, an assessment of the United States intelligence community entitled, “Assessing Russian Activities and Intentions in Recent U.S. Elections” stated, “Russian President Vladimir Putin ordered an influence campaign in 2016 aimed at the United States presidential election.” The assessment warns that “Moscow will apply lessons learned from its Putin-ordered campaign aimed at the U.S. Presidential election to future influence efforts worldwide, including against U.S. allies and their election processes”.

SEC. 212. SENSE OF CONGRESS.

It is the sense of Congress that the President—

(1) should continue to uphold and seek unity with European and other key partners on sanctions implemented against the Russian Federation, which have been effective and instrumental in countering Russian aggression in Ukraine;

(2) should engage to the fullest extent possible with partner governments with regard to closing loopholes, including the allowance of extended prepayment for the delivery of goods and commodities and other loopholes, in multilateral and unilateral restrictive measures against the Russian Federation,

1 with the aim of maximizing alignment of those
2 measures; and

3 (3) should increase efforts to vigorously enforce
4 compliance with sanctions in place as of the date of
5 the enactment of this Act with respect to the Rus-
6 sian Federation in response to the crisis in eastern
7 Ukraine, cyber intrusions and attacks, and human
8 rights violators in the Russian Federation.

9 **PART 1—CONGRESSIONAL REVIEW OF SANC-**
10 **TIONS IMPOSED WITH RESPECT TO THE RUS-**
11 **SIAN FEDERATION**

12 **SEC. 215. SHORT TITLE.**

13 This part may be cited as the “Russia Sanctions Re-
14 view Act of 2017”.

15 **SEC. 216. CONGRESSIONAL REVIEW OF CERTAIN ACTIONS**
16 **RELATING TO SANCTIONS IMPOSED WITH RE-**
17 **SPECT TO THE RUSSIAN FEDERATION.**

18 (a) SUBMISSION TO CONGRESS OF PROPOSED AC-
19 TION.—

20 (1) IN GENERAL.—Notwithstanding any other
21 provision of law, before taking any action described
22 in paragraph (2), the President shall submit to the
23 appropriate congressional committees and leadership
24 a report that describes the proposed action and the
25 reasons for that action.

1 (2) ACTIONS DESCRIBED.—

2 (A) IN GENERAL.—An action described in
3 this paragraph is—

4 (i) an action to terminate the applica-
5 tion of any sanctions described in subpara-
6 graph (B);

7 (ii) with respect to sanctions described
8 in subparagraph (B) imposed by the Presi-
9 dent with respect to a person, an action to
10 waive the application of those sanctions
11 with respect to that person; or

12 (iii) a licensing action that signifi-
13 cantly alters United States’ foreign policy
14 with regard to the Russian Federation.

15 (B) SANCTIONS DESCRIBED.—The sanc-
16 tions described in this subparagraph are—

17 (i) sanctions provided for under—

18 (I) this title or any provision of
19 law amended by this title, including
20 the Executive orders codified under
21 section 222;

22 (II) the Support for the Sov-
23 ereignty, Integrity, Democracy, and
24 Economic Stability of Ukraine Act of
25 2014 (22 U.S.C. 8901 et seq.); or

1 (III) the Ukraine Freedom Sup-
2 port Act of 2014 (22 U.S.C. 8921 et
3 seq.); and

4 (ii) the prohibition on access to the
5 properties of the Government of the Rus-
6 sian Federation located in Maryland and
7 New York that the President ordered va-
8 cated on December 29, 2016.

9 (3) DESCRIPTION OF TYPE OF ACTION.—Each
10 report submitted under paragraph (1) with respect
11 to an action described in paragraph (2) shall include
12 a description of whether the action—

13 (A) is not intended to significantly alter
14 United States foreign policy with regard to the
15 Russian Federation; or

16 (B) is intended to significantly alter
17 United States foreign policy with regard to the
18 Russian Federation.

19 (4) INCLUSION OF ADDITIONAL MATTER.—

20 (A) IN GENERAL.—Each report submitted
21 under paragraph (1) that relates to an action
22 that is intended to significantly alter United
23 States foreign policy with regard to the Russian
24 Federation shall include a description of—

1 (i) the significant alteration to United
2 States foreign policy with regard to the
3 Russian Federation;

4 (ii) the anticipated effect of the action
5 on the national security interests of the
6 United States; and

7 (iii) the policy objectives for which the
8 sanctions affected by the action were ini-
9 tially imposed.

10 (B) REQUESTS FROM BANKING AND FI-
11 NANCIAL SERVICES COMMITTEES.—The Com-
12 mittee on Banking, Housing, and Urban Affairs
13 of the Senate or the Committee on Financial
14 Services of the House of Representatives may
15 request the submission to the Committee of the
16 matter described in clauses (ii) and (iii) of sub-
17 paragraph (A) with respect to a report sub-
18 mitted under paragraph (1) that relates to an
19 action that is not intended to significantly alter
20 United States foreign policy with regard to the
21 Russian Federation.

22 (5) CONFIDENTIALITY OF PROPRIETARY INFOR-
23 MATION.—Proprietary information that can be asso-
24 ciated with a particular person with respect to an
25 action described in paragraph (2) may be included

1 in a report submitted under paragraph (1) only if
2 the appropriate congressional committees and lead-
3 ership provide assurances of confidentiality, unless
4 such person otherwise consents in writing to such
5 disclosure.

6 (6) RULE OF CONSTRUCTION.—Paragraph
7 (2)(A)(iii) shall not be construed to require the sub-
8 mission of a report under paragraph (1) with respect
9 to the routine issuance of a license that does not sig-
10 nificantly alter United States foreign policy with re-
11 gard to the Russian Federation.

12 (b) PERIOD FOR REVIEW BY CONGRESS.—

13 (1) IN GENERAL.—During the period of 30 cal-
14 endar days beginning on the date on which the
15 President submits a report under subsection
16 (a)(1)—

17 (A) in the case of a report that relates to
18 an action that is not intended to significantly
19 alter United States foreign policy with regard
20 to the Russian Federation, the Committee on
21 Banking, Housing, and Urban Affairs of the
22 Senate and the Committee on Financial Serv-
23 ices of the House of Representatives should, as
24 appropriate, hold hearings and briefings and

1 otherwise obtain information in order to fully
2 review the report; and

3 (B) in the case of a report that relates to
4 an action that is intended to significantly alter
5 United States foreign policy with regard to the
6 Russian Federation, the Committee on Foreign
7 Relations of the Senate and the Committee on
8 Foreign Affairs of the House of Representatives
9 should, as appropriate, hold hearings and brief-
10 ings and otherwise obtain information in order
11 to fully review the report.

12 (2) EXCEPTION.—The period for congressional
13 review under paragraph (1) of a report required to
14 be submitted under subsection (a)(1) shall be 60 cal-
15 endar days if the report is submitted on or after
16 July 10 and on or before September 7 in any cal-
17 endar year.

18 (3) LIMITATION ON ACTIONS DURING INITIAL
19 CONGRESSIONAL REVIEW PERIOD.—Notwithstanding
20 any other provision of law, during the period for
21 congressional review provided for under paragraph
22 (1) of a report submitted under subsection (a)(1)
23 proposing an action described in subsection (a)(2),
24 including any additional period for such review as
25 applicable under the exception provided in paragraph

1 (2), the President may not take that action unless
2 a joint resolution of approval with respect to that ac-
3 tion is enacted in accordance with subsection (c).

4 (4) LIMITATION ON ACTIONS DURING PRESI-
5 DENTIAL CONSIDERATION OF A JOINT RESOLUTION
6 OF DISAPPROVAL.—Notwithstanding any other pro-
7 vision of law, if a joint resolution of disapproval re-
8 lating to a report submitted under subsection (a)(1)
9 proposing an action described in subsection (a)(2)
10 passes both Houses of Congress in accordance with
11 subsection (c), the President may not take that ac-
12 tion for a period of 12 calendar days after the date
13 of passage of the joint resolution of disapproval.

14 (5) LIMITATION ON ACTIONS DURING CONGRES-
15 SIONAL RECONSIDERATION OF A JOINT RESOLUTION
16 OF DISAPPROVAL.—Notwithstanding any other pro-
17 vision of law, if a joint resolution of disapproval re-
18 lating to a report submitted under subsection (a)(1)
19 proposing an action described in subsection (a)(2)
20 passes both Houses of Congress in accordance with
21 subsection (c), and the President vetoes the joint
22 resolution, the President may not take that action
23 for a period of 10 calendar days after the date of
24 the President's veto.

1 (6) EFFECT OF ENACTMENT OF A JOINT RESO-
 2 LUTION OF DISAPPROVAL.—Notwithstanding any
 3 other provision of law, if a joint resolution of dis-
 4 approval relating to a report submitted under sub-
 5 section (a)(1) proposing an action described in sub-
 6 section (a)(2) is enacted in accordance with sub-
 7 section (c), the President may not take that action.

8 (c) JOINT RESOLUTIONS OF DISAPPROVAL OR AP-
 9 PROVAL DEFINED.—In this subsection:

10 (1) JOINT RESOLUTION OF APPROVAL.—The
 11 term “joint resolution of approval” means only a
 12 joint resolution of either House of Congress—

13 (A) the title of which is as follows: “A joint
 14 resolution approving the President’s proposal to
 15 take an action relating to the application of cer-
 16 tain sanctions with respect to the Russian Fed-
 17 eration.”; and

18 (B) the sole matter after the resolving
 19 clause of which is the following: “Congress ap-
 20 proves of the action relating to the application
 21 of sanctions imposed with respect to the Rus-
 22 sian Federation proposed by the President in
 23 the report submitted to Congress under section
 24 216(a)(1) of the Russia Sanctions Review Act
 25 of 2017 on _____ relating to

1 _____.”, with the first blank space
2 being filled with the appropriate date and the
3 second blank space being filled with a short de-
4 scription of the proposed action.

5 (2) JOINT RESOLUTION OF DISAPPROVAL.—The
6 term “joint resolution of disapproval” means only a
7 joint resolution of either House of Congress—

8 (A) the title of which is as follows: “A joint
9 resolution disapproving the President’s proposal
10 to take an action relating to the application of
11 certain sanctions with respect to the Russian
12 Federation.”; and

13 (B) the sole matter after the resolving
14 clause of which is the following: “Congress dis-
15 approves of the action relating to the applica-
16 tion of sanctions imposed with respect to the
17 Russian Federation proposed by the President
18 in the report submitted to Congress under sec-
19 tion 216(a)(1) of the Russia Sanctions Review
20 Act of 2017 on _____ relating to
21 _____.”, with the first blank space
22 being filled with the appropriate date and the
23 second blank space being filled with a short de-
24 scription of the proposed action.

1 (3) INTRODUCTION.—During the period of 30
2 calendar days provided for under subsection (b)(1),
3 including any additional period as applicable under
4 the exception provided in subsection (b)(2), a joint
5 resolution of approval or joint resolution of dis-
6 approval may be introduced—

7 (A) in the House of Representatives, by
8 the majority leader or the minority leader; and

9 (B) in the Senate, by the majority leader
10 (or the majority leader’s designee) or the mi-
11 nority leader (or the minority leader’s des-
12 ignee).

13 (4) FLOOR CONSIDERATION IN HOUSE OF REP-
14 RESENTATIVES.—If a committee of the House of
15 Representatives to which a joint resolution of ap-
16 proval or joint resolution of disapproval has been re-
17 ferred has not reported the joint resolution within
18 10 calendar days after the date of referral, that
19 committee shall be discharged from further consider-
20 ation of the joint resolution.

21 (5) CONSIDERATION IN THE SENATE.—

22 (A) COMMITTEE REFERRAL.—A joint reso-
23 lution of approval or joint resolution of dis-
24 approval introduced in the Senate shall be—

1 (i) referred to the Committee on
2 Banking, Housing, and Urban Affairs if
3 the joint resolution relates to a report
4 under subsection (a)(3)(A) that relates to
5 an action that is not intended to signifi-
6 cantly alter United States foreign policy
7 with regard to the Russian Federation;
8 and

9 (ii) referred to the Committee on For-
10 eign Relations if the joint resolution relates
11 to a report under subsection (a)(3)(B) that
12 relates to an action that is intended to sig-
13 nificantly alter United States foreign policy
14 with respect to the Russian Federation.

15 (B) REPORTING AND DISCHARGE.—If the
16 committee to which a joint resolution of ap-
17 proval or joint resolution of disapproval was re-
18 ferred has not reported the joint resolution
19 within 10 calendar days after the date of refer-
20 ral of the joint resolution, that committee shall
21 be discharged from further consideration of the
22 joint resolution and the joint resolution shall be
23 placed on the appropriate calendar.

24 (C) PROCEEDING TO CONSIDERATION.—
25 Notwithstanding Rule XXII of the Standing

1 Rules of the Senate, it is in order at any time
2 after the Committee on Banking, Housing, and
3 Urban Affairs or the Committee on Foreign Re-
4 lations, as the case may be, reports a joint reso-
5 lution of approval or joint resolution of dis-
6 approval to the Senate or has been discharged
7 from consideration of such a joint resolution
8 (even though a previous motion to the same ef-
9 fect has been disagreed to) to move to proceed
10 to the consideration of the joint resolution, and
11 all points of order against the joint resolution
12 (and against consideration of the joint resolu-
13 tion) are waived. The motion to proceed is not
14 debatable. The motion is not subject to a mo-
15 tion to postpone. A motion to reconsider the
16 vote by which the motion is agreed to or dis-
17 agreed to shall not be in order.

18 (D) RULINGS OF THE CHAIR ON PROCE-
19 DURE.—Appeals from the decisions of the Chair
20 relating to the application of the rules of the
21 Senate, as the case may be, to the procedure re-
22 lating to a joint resolution of approval or joint
23 resolution of disapproval shall be decided with-
24 out debate.

1 (E) CONSIDERATION OF VETO MES-
2 SAGES.—Debate in the Senate of any veto mes-
3 sage with respect to a joint resolution of ap-
4 proval or joint resolution of disapproval, includ-
5 ing all debatable motions and appeals in con-
6 nection with the joint resolution, shall be lim-
7 ited to 10 hours, to be equally divided between,
8 and controlled by, the majority leader and the
9 minority leader or their designees.

10 (6) RULES RELATING TO SENATE AND HOUSE
11 OF REPRESENTATIVES.—

12 (A) TREATMENT OF SENATE JOINT RESO-
13 LUTION IN HOUSE.—In the House of Rep-
14 resentatives, the following procedures shall
15 apply to a joint resolution of approval or a joint
16 resolution of disapproval received from the Sen-
17 ate (unless the House has already passed a
18 joint resolution relating to the same proposed
19 action):

20 (i) The joint resolution shall be re-
21 ferred to the appropriate committees.

22 (ii) If a committee to which a joint
23 resolution has been referred has not re-
24 ported the joint resolution within two cal-
25 endar days after the date of referral, that

1 committee shall be discharged from further
2 consideration of the joint resolution.

3 (iii) Beginning on the third legislative
4 day after each committee to which a joint
5 resolution has been referred reports the
6 joint resolution to the House or has been
7 discharged from further consideration
8 thereof, it shall be in order to move to pro-
9 ceed to consider the joint resolution in the
10 House. All points of order against the mo-
11 tion are waived. Such a motion shall not be
12 in order after the House has disposed of a
13 motion to proceed on the joint resolution.
14 The previous question shall be considered
15 as ordered on the motion to its adoption
16 without intervening motion. The motion
17 shall not be debatable. A motion to recon-
18 sider the vote by which the motion is dis-
19 posed of shall not be in order.

20 (iv) The joint resolution shall be con-
21 sidered as read. All points of order against
22 the joint resolution and against its consid-
23 eration are waived. The previous question
24 shall be considered as ordered on the joint
25 resolution to final passage without inter-

1 vening motion except two hours of debate
2 equally divided and controlled by the spon-
3 sor of the joint resolution (or a designee)
4 and an opponent. A motion to reconsider
5 the vote on passage of the joint resolution
6 shall not be in order.

7 (B) TREATMENT OF HOUSE JOINT RESO-
8 LUTION IN SENATE.—

9 (i) If, before the passage by the Sen-
10 ate of a joint resolution of approval or
11 joint resolution of disapproval, the Senate
12 receives an identical joint resolution from
13 the House of Representatives, the following
14 procedures shall apply:

15 (I) That joint resolution shall not
16 be referred to a committee.

17 (II) With respect to that joint
18 resolution—

19 (aa) the procedure in the
20 Senate shall be the same as if no
21 joint resolution had been received
22 from the House of Representa-
23 tives; but

24 (bb) the vote on passage
25 shall be on the joint resolution

1 from the House of Representa-
2 tives.

3 (ii) If, following passage of a joint
4 resolution of approval or joint resolution of
5 disapproval in the Senate, the Senate re-
6 ceives an identical joint resolution from the
7 House of Representatives, that joint reso-
8 lution shall be placed on the appropriate
9 Senate calendar.

10 (iii) If a joint resolution of approval
11 or a joint resolution of disapproval is re-
12 ceived from the House, and no companion
13 joint resolution has been introduced in the
14 Senate, the Senate procedures under this
15 subsection shall apply to the House joint
16 resolution.

17 (C) APPLICATION TO REVENUE MEAS-
18 URES.—The provisions of this paragraph shall
19 not apply in the House of Representatives to a
20 joint resolution of approval or joint resolution
21 of disapproval that is a revenue measure.

22 (7) RULES OF HOUSE OF REPRESENTATIVES
23 AND SENATE.—This subsection is enacted by Con-
24 gress—

1 (A) as an exercise of the rulemaking power
2 of the Senate and the House of Representa-
3 tives, respectively, and as such is deemed a part
4 of the rules of each House, respectively, and su-
5 persedes other rules only to the extent that it
6 is inconsistent with such rules; and

7 (B) with full recognition of the constitu-
8 tional right of either House to change the rules
9 (so far as relating to the procedure of that
10 House) at any time, in the same manner, and
11 to the same extent as in the case of any other
12 rule of that House.

13 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
14 AND LEADERSHIP DEFINED.—In this section, the term
15 “appropriate congressional committees and leadership”
16 means—

17 (1) the Committee on Banking, Housing, and
18 Urban Affairs, the Committee on Foreign Relations,
19 and the majority and minority leaders of the Senate;
20 and

21 (2) the Committee on Financial Services, the
22 Committee on Foreign Affairs, and the Speaker, the
23 majority leader, and the minority leader of the
24 House of Representatives.

**PART 2—SANCTIONS WITH RESPECT TO THE
RUSSIAN FEDERATION**

SEC. 221. DEFINITIONS.

In this part:

(1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means—

(A) the Committee on Banking, Housing, and Urban Affairs, the Committee on Foreign Relations, and the Committee on Finance of the Senate; and

(B) the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Ways and Means of the House of Representatives.

(2) **GOOD.**—The term “good” has the meaning given that term in section 16 of the Export Administration Act of 1979 (50 U.S.C. 4618) (as continued in effect pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.)).

(3) **INTERNATIONAL FINANCIAL INSTITUTION.**—The term “international financial institution” has the meaning given that term in section 1701(c) of the International Financial Institutions Act (22 U.S.C. 262r(c)).

1 (4) KNOWINGLY.—The term “knowingly”, with
 2 respect to conduct, a circumstance, or a result,
 3 means that a person has actual knowledge, or should
 4 have known, of the conduct, the circumstance, or the
 5 result.

6 (5) PERSON.—The term “person” means an in-
 7 dividual or entity.

8 (6) UNITED STATES PERSON.—The term
 9 “United States person” means—

10 (A) a United States citizen or an alien law-
 11 fully admitted for permanent residence to the
 12 United States; or

13 (B) an entity organized under the laws of
 14 the United States or of any jurisdiction within
 15 the United States, including a foreign branch of
 16 such an entity.

17 **SEC. 222. CODIFICATION OF SANCTIONS RELATING TO THE**
 18 **RUSSIAN FEDERATION.**

19 (a) CODIFICATION.—United States sanctions pro-
 20 vided for in Executive Order 13660 (79 Fed. Reg. 13493;
 21 relating to blocking property of certain persons contrib-
 22 uting to the situation in Ukraine), Executive Order 13661
 23 (79 Fed. Reg. 15535; relating to blocking property of ad-
 24 ditional persons contributing to the situation in Ukraine),
 25 Executive Order 13662 (79 Fed. Reg. 16169; relating to

1 blocking property of additional persons contributing to the
2 situation in Ukraine), Executive Order 13685 (79 Fed.
3 Reg. 77357; relating to blocking property of certain per-
4 sons and prohibiting certain transactions with respect to
5 the Crimea region of Ukraine), Executive Order 13694
6 (80 Fed. Reg. 18077; relating to blocking the property
7 of certain persons engaging in significant malicious cyber-
8 enabled activities), and Executive Order 13757 (82 Fed.
9 Reg. 1; relating to taking additional steps to address the
10 national emergency with respect to significant malicious
11 cyber-enabled activities), as in effect on the day before the
12 date of the enactment of this Act, including with respect
13 to all persons sanctioned under such Executive orders,
14 shall remain in effect except as provided in subsection (b).

15 (b) TERMINATION OF CERTAIN SANCTIONS.—Subject
16 to section 216, the President may terminate the applica-
17 tion of sanctions described in subsection (a) that are im-
18 posed on a person in connection with activity conducted
19 by the person if the President submits to the appropriate
20 congressional committees a notice that—

21 (1) the person is not engaging in the activity
22 that was the basis for the sanctions or has taken
23 significant verifiable steps toward stopping the activ-
24 ity; and

1 (2) the President has received reliable assur-
2 ances that the person will not knowingly engage in
3 activity subject to sanctions described in subsection
4 (a) in the future.

5 (c) APPLICATION OF NEW CYBER SANCTIONS.—The
6 President may waive the initial application under sub-
7 section (a) of sanctions with respect to a person under
8 Executive Order 13694 or 13757 only if the President
9 submits to the appropriate congressional committees—

10 (1) a written determination that the waiver—

11 (A) is in the vital national security inter-
12 ests of the United States; or

13 (B) will further the enforcement of this
14 title; and

15 (2) a certification that the Government of the
16 Russian Federation has made significant efforts to
17 reduce the number and intensity of cyber intrusions
18 conducted by that Government.

19 (d) APPLICATION OF NEW UKRAINE-RELATED SANC-
20 TIONS.—The President may waive the initial application
21 under subsection (a) of sanctions with respect to a person
22 under Executive Order 13660, 13661, 13662, or 13685
23 only if the President submits to the appropriate congres-
24 sional committees—

25 (1) a written determination that the waiver—

1 (A) is in the vital national security inter-
2 ests of the United States; or

3 (B) will further the enforcement of this
4 title; and

5 (2) a certification that the Government of the
6 Russian Federation is taking steps to implement the
7 Minsk Agreement to address the ongoing conflict in
8 eastern Ukraine, signed in Minsk, Belarus, on Feb-
9 ruary 11, 2015, by the leaders of Ukraine, Russia,
10 France, and Germany, the Minsk Protocol, which
11 was agreed to on September 5, 2014, and any suc-
12 cessor agreements that are agreed to by the Govern-
13 ment of Ukraine.

14 **SEC. 223. MODIFICATION OF IMPLEMENTATION OF EXECU-**
15 **TIVE ORDER 13662.**

16 (a) DETERMINATION THAT CERTAIN ENTITIES ARE
17 SUBJECT TO SANCTIONS.—The Secretary of the Treasury
18 may determine that a person meets one or more of the
19 criteria in section 1(a) of Executive Order 13662 if that
20 person is a state-owned entity operating in the railway or
21 metals and mining sector of the economy of the Russian
22 Federation.

23 (b) MODIFICATION OF DIRECTIVE 1 WITH RESPECT
24 TO THE FINANCIAL SERVICES SECTOR OF THE RUSSIAN
25 FEDERATION ECONOMY.—Not later than 60 days after

1 the date of the enactment of this Act, the Secretary of
2 the Treasury shall modify Directive 1 (as amended), dated
3 September 12, 2014, issued by the Office of Foreign As-
4 sets Control under Executive Order 13662, or any suc-
5 cessor directive (which shall be effective beginning on the
6 date that is 60 days after the date of such modification),
7 to ensure that the directive prohibits the conduct by
8 United States persons or persons within the United States
9 of all transactions in, provision of financing for, and other
10 dealings in new debt of longer than 14 days maturity or
11 new equity of persons determined to be subject to the di-
12 rective, their property, or their interests in property.

13 (c) MODIFICATION OF DIRECTIVE 2 WITH RESPECT
14 TO THE ENERGY SECTOR OF THE RUSSIAN FEDERATION
15 ECONOMY.—Not later than 60 days after the date of the
16 enactment of this Act, the Secretary of the Treasury shall
17 modify Directive 2 (as amended), dated September 12,
18 2014, issued by the Office of Foreign Assets Control
19 under Executive Order 13662, or any successor directive
20 (which shall be effective beginning on the date that is 60
21 days after the date of such modification), to ensure that
22 the directive prohibits the conduct by United States per-
23 sons or persons within the United States of all trans-
24 actions in, provision of financing for, and other dealings
25 in new debt of longer than 60 days maturity of persons

1 determined to be subject to the directive, their property,
2 or their interests in property.

3 (d) MODIFICATION OF DIRECTIVE 4.—Not later than
4 90 days after the date of the enactment of this Act, the
5 Secretary of the Treasury shall modify Directive 4, dated
6 September 12, 2014, issued by the Office of Foreign As-
7 sets Control under Executive Order 13662, or any suc-
8 cessor directive (which shall be effective beginning on the
9 date that is 90 days after the date of such modification),
10 to ensure that the directive prohibits the provision, expor-
11 tation, or reexportation, directly or indirectly, by United
12 States persons or persons within the United States, of
13 goods, services (except for financial services), or tech-
14 nology in support of exploration or production for new
15 deepwater, Arctic offshore, or shale projects—

16 (1) that have the potential to produce oil; and
17 (2) that involve any person determined to be
18 subject to the directive or the property or interests
19 in property of such a person who has a controlling
20 interest or a substantial non-controlling ownership
21 interest in such a project defined as not less than a
22 33 percent interest.

1 **SEC. 224. IMPOSITION OF SANCTIONS WITH RESPECT TO**
2 **ACTIVITIES OF THE RUSSIAN FEDERATION**
3 **UNDERMINING CYBERSECURITY.**

4 (a) IN GENERAL.—On and after the date that is 60
5 days after the date of the enactment of this Act, the Presi-
6 dent shall—

7 (1) impose the sanctions described in subsection

8 (b) with respect to any person that the President de-
9 termines—

10 (A) knowingly engages in significant activi-
11 ties undermining cybersecurity against any per-
12 son, including a democratic institution, or gov-
13 ernment on behalf of the Government of the
14 Russian Federation; or

15 (B) is owned or controlled by, or acts or
16 purports to act for or on behalf of, directly or
17 indirectly, a person described in subparagraph
18 (A);

19 (2) impose 5 or more of the sanctions described
20 in section 235 with respect to any person that the
21 President determines knowingly materially assists,
22 sponsors, or provides financial, material, or techno-
23 logical support for, or goods or services (except fi-
24 nancial services) in support of, an activity described
25 in paragraph (1)(A); and

1 (3) impose 3 or more of the sanctions described
2 in section 4(c) of the of the Ukraine Freedom Sup-
3 port Act of 2014 (22 U.S.C. 8923(c)) with respect
4 to any person that the President determines know-
5 ingly provides financial services in support of an ac-
6 tivity described in paragraph (1)(A).

7 (b) SANCTIONS DESCRIBED.—The sanctions de-
8 scribed in this subsection are the following:

9 (1) ASSET BLOCKING.—The exercise of all pow-
10 ers granted to the President by the International
11 Emergency Economic Powers Act (50 U.S.C. 1701
12 et seq.) to the extent necessary to block and prohibit
13 all transactions in all property and interests in prop-
14 erty of a person determined by the President to be
15 subject to subsection (a)(1) if such property and in-
16 terests in property are in the United States, come
17 within the United States, or are or come within the
18 possession or control of a United States person.

19 (2) EXCLUSION FROM THE UNITED STATES
20 AND REVOCATION OF VISA OR OTHER DOCUMENTA-
21 TION.—In the case of an alien determined by the
22 President to be subject to subsection (a)(1), denial
23 of a visa to, and exclusion from the United States
24 of, the alien, and revocation in accordance with sec-
25 tion 221(i) of the Immigration and Nationality Act

1 (8 U.S.C. 1201(i)), of any visa or other documenta-
2 tion of the alien.

3 (c) APPLICATION OF NEW CYBER SANCTIONS.—The
4 President may waive the initial application under sub-
5 section (a) of sanctions with respect to a person only if
6 the President submits to the appropriate congressional
7 committees—

8 (1) a written determination that the waiver—

9 (A) is in the vital national security inter-
10 ests of the United States; or

11 (B) will further the enforcement of this
12 title; and

13 (2) a certification that the Government of the
14 Russian Federation has made significant efforts to
15 reduce the number and intensity of cyber intrusions
16 conducted by that Government.

17 (d) SIGNIFICANT ACTIVITIES UNDERMINING CYBER-
18 SECURITY DEFINED.—In this section, the term “signifi-
19 cant activities undermining cybersecurity” includes—

20 (1) significant efforts—

21 (A) to deny access to or degrade, disrupt,
22 or destroy an information and communications
23 technology system or network; or

24 (B) to exfiltrate, degrade, corrupt, destroy,
25 or release information from such a system or

1 network without authorization for purposes
2 of—

3 (i) conducting influence operations; or

4 (ii) causing a significant misappropriation of funds, economic resources,
5 trade secrets, personal identifications, or
6 financial information for commercial or
7 competitive advantage or private financial
8 gain;
9

10 (2) significant destructive malware attacks; and

11 (3) significant denial of service activities.

12 **SEC. 225. IMPOSITION OF SANCTIONS RELATING TO SPE-**
13 **CIAL RUSSIAN CRUDE OIL PROJECTS.**

14 Section 4(b)(1) of the Ukraine Freedom Support Act
15 of 2014 (22 U.S.C. 8923(b)(1)) is amended by striking
16 “on and after the date that is 45 days after the date of
17 the enactment of this Act, the President may impose” and
18 inserting “on and after the date that is 30 days after the
19 date of the enactment of the Countering Russian Influence
20 in Europe and Eurasia Act of 2017, the President shall
21 impose, unless the President determines that it is not in
22 the national interest of the United States to do so,”.

1 **SEC. 226. IMPOSITION OF SANCTIONS WITH RESPECT TO**
2 **RUSSIAN AND OTHER FOREIGN FINANCIAL**
3 **INSTITUTIONS.**

4 Section 5 of the Ukraine Freedom Support Act of
5 2014 (22 U.S.C. 8924) is amended—

6 (1) in subsection (a)—

7 (A) by striking “may impose” and insert-
8 ing “shall impose, unless the President deter-
9 mines that it is not in the national interest of
10 the United States to do so,”; and

11 (B) by striking “on or after the date of the
12 enactment of this Act” and inserting “on or
13 after the date of the enactment of the Coun-
14 tering Russian Influence in Europe and Eurasia
15 Act of 2017”; and

16 (2) in subsection (b)—

17 (A) by striking “may impose” and insert-
18 ing “shall impose, unless the President deter-
19 mines that it is not in the national interest of
20 the United States to do so,”; and

21 (B) by striking “on or after the date that
22 is 180 days after the date of the enactment of
23 this Act” and inserting “on or after the date
24 that is 30 days after the date of the enactment
25 of the Countering Russian Influence in Europe
26 and Eurasia Act of 2017”.

1 **SEC. 227. MANDATORY IMPOSITION OF SANCTIONS WITH**
2 **RESPECT TO SIGNIFICANT CORRUPTION IN**
3 **THE RUSSIAN FEDERATION.**

4 Section 9 of the Sovereignty, Integrity, Democracy,
5 and Economic Stability of Ukraine Act of 2014 (22 U.S.C.
6 8908(a)) is amended—

7 (1) in subsection (a)—

8 (A) in the matter preceding paragraph (1),
9 by striking “is authorized and encouraged to”
10 and inserting “shall”; and

11 (B) in paragraph (1)—

12 (i) by striking “President determines
13 is” and inserting “President determines is,
14 on or after the date of the enactment of
15 the Countering Russian Influence in Eu-
16 rope and Eurasia Act of 2017,”; and

17 (ii) by inserting “or elsewhere” after
18 “in the Russian Federation”;

19 (2) by redesignating subsection (d) as sub-
20 section (e);

21 (3) in subsection (c), by striking “The Presi-
22 dent” and inserting “except as provided in sub-
23 section (d), the President”; and

24 (4) by inserting after subsection (c) the fol-
25 lowing:

1 “(d) APPLICATION OF NEW SANCTIONS.—The Presi-
2 dent may waive the initial application of sanctions under
3 subsection (b) with respect to a person only if the Presi-
4 dent submits to the appropriate congressional commit-
5 tees—

6 “(1) a written determination that the waiver—

7 “(A) is in the vital national security inter-
8 ests of the United States; or

9 “(B) will further the enforcement of this
10 Act; and

11 “(2) a certification that the Government of the
12 Russian Federation is taking steps to implement the
13 Minsk Agreement to address the ongoing conflict in
14 eastern Ukraine, signed in Minsk, Belarus, on Feb-
15 ruary 11, 2015, by the leaders of Ukraine, Russia,
16 France, and Germany, the Minsk Protocol, which
17 was agreed to on September 5, 2014, and any suc-
18 cessor agreements that are agreed to by the Govern-
19 ment of Ukraine.”.

1 **SEC. 228. MANDATORY IMPOSITION OF SANCTIONS WITH**
2 **RESPECT TO CERTAIN TRANSACTIONS WITH**
3 **FOREIGN SANCTIONS EVADERS AND SERIOUS**
4 **HUMAN RIGHTS ABUSERS IN THE RUSSIAN**
5 **FEDERATION.**

6 (a) IN GENERAL.—The Support for the Sovereignty,
7 Integrity, Democracy, and Economic Stability of Ukraine
8 Act of 2014 (22 U.S.C. 8901 et seq.) is amended by add-
9 ing at the end the following:

10 **“SEC. 10. MANDATORY IMPOSITION OF SANCTIONS WITH**
11 **RESPECT TO CERTAIN TRANSACTIONS WITH**
12 **PERSONS THAT EVADE SANCTIONS IMPOSED**
13 **WITH RESPECT TO THE RUSSIAN FEDERA-**
14 **TION.**

15 “(a) IN GENERAL.—The President shall impose the
16 sanctions described in subsection (b) with respect to a for-
17 eign person if the President determines that the foreign
18 person knowingly, on or after the date of the enactment
19 of the Countering Russian Influence in Europe and Eur-
20 asia Act of 2017—

21 “(1) materially violates, attempts to violate,
22 conspires to violate, or causes a violation of any li-
23 cense, order, regulation, or prohibition contained in
24 or issued pursuant to any covered Executive order,
25 this Act, or the Ukraine Freedom Support Act of
26 2014 (22 U.S.C. 8921 et seq.); or

1 “(2) facilitates a significant transaction or
2 transactions, including deceptive or structured trans-
3 actions, for or on behalf of—

4 “(A) any person subject to sanctions im-
5 posed by the United States with respect to the
6 Russian Federation; or

7 “(B) any child, spouse, parent, or sibling
8 of an individual described in subparagraph (A).

9 “(b) SANCTIONS DESCRIBED.—The sanctions de-
10 scribed in this subsection are the exercise of all powers
11 granted to the President by the International Emergency
12 Economic Powers Act (50 U.S.C. 1701 et seq.) to the ex-
13 tent necessary to block and prohibit all transactions in all
14 property and interests in property of a person determined
15 by the President to be subject to subsection (a) if such
16 property and interests in property are in the United
17 States, come within the United States, or are or come
18 within the possession or control of a United States person.

19 “(c) IMPLEMENTATION; PENALTIES.—

20 “(1) IMPLEMENTATION.—The President may
21 exercise all authorities provided to the President
22 under sections 203 and 205 of the International
23 Emergency Economic Powers Act (50 U.S.C. 1702
24 and 1704) to carry out subsection (b).

1 “(2) PENALTIES.—A person that violates, at-
2 tempts to violate, conspires to violate, or causes a
3 violation of subsection (b) or any regulation, license,
4 or order issued to carry out subsection (b) shall be
5 subject to the penalties set forth in subsections (b)
6 and (c) of section 206 of the International Emer-
7 gency Economic Powers Act (50 U.S.C. 1705) to the
8 same extent as a person that commits an unlawful
9 act described in subsection (a) of that section.

10 “(d) APPLICATION OF NEW SANCTIONS.—The Presi-
11 dent may waive the initial application of sanctions under
12 subsection (b) with respect to a person only if the Presi-
13 dent submits to the appropriate congressional commit-
14 tees—

15 “(1) a written determination that the waiver—

16 “(A) is in the vital national security inter-
17 ests of the United States; or

18 “(B) will further the enforcement of this
19 Act;

20 “(2) in the case of sanctions imposed under this
21 section in connection with a covered Executive order
22 described in subparagraph (A), (B), (C), or (D) of
23 subsection (f)(1), a certification that the Govern-
24 ment of the Russian Federation is taking steps to
25 implement the Minsk Agreement to address the on-

1 going conflict in eastern Ukraine, signed in Minsk,
2 Belarus, on February 11, 2015, by the leaders of
3 Ukraine, Russia, France, and Germany, the Minsk
4 Protocol, which was agreed to on September 5,
5 2014, and any successor agreements that are agreed
6 to by the Government of Ukraine; and

7 “(3) in the case of sanctions imposed under this
8 section in connection with a covered Executive order
9 described in subparagraphs (E) or (F) of subsection
10 (f)(1), a certification that the Government of the
11 Russian Federation has made significant efforts to
12 reduce the number and intensity of cyber intrusions
13 conducted by that Government.

14 “(e) TERMINATION.—Subject to section 216 of the
15 Russia Sanctions Review Act of 2017, the President may
16 terminate the application of sanctions under subsection
17 (b) with respect to a person if the President submits to
18 the appropriate congressional committees—

19 “(1) a notice of and justification for the termi-
20 nation; and

21 “(2) a notice that—

22 “(A) the person is not engaging in the ac-
23 tivity that was the basis for the sanctions or
24 has taken significant verifiable steps toward
25 stopping the activity; and

1 “(B) the President has received reliable as-
2 surances that the person will not knowingly en-
3 gage in activity subject to sanctions under sub-
4 section (a) in the future.

5 “(f) DEFINITIONS.—In this section:

6 “(1) COVERED EXECUTIVE ORDER.—The term
7 ‘covered Executive order’ means any of the fol-
8 lowing:

9 “(A) Executive Order 13660 (79 Fed. Reg.
10 13493; relating to blocking property of certain
11 persons contributing to the situation in
12 Ukraine).

13 “(B) Executive Order 13661 (79 Fed. Reg.
14 15535; relating to blocking property of addi-
15 tional persons contributing to the situation in
16 Ukraine).

17 “(C) Executive Order 13662 (79 Fed. Reg.
18 16169; relating to blocking property of addi-
19 tional persons contributing to the situation in
20 Ukraine).

21 “(D) Executive Order 13685 (79 Fed.
22 Reg. 77357; relating to blocking property of
23 certain persons and prohibiting certain trans-
24 actions with respect to the Crimea region of
25 Ukraine).

1 “(E) Executive Order 13694 (80 Fed. Reg.
2 18077; relating to blocking the property of cer-
3 tain persons engaging in significant malicious
4 cyber-enabled activities), relating to the Russian
5 Federation.

6 “(F) Executive Order 13757 (82 Fed. Reg.
7 1; relating to taking additional steps to address
8 the national emergency with respect to signifi-
9 cant malicious cyber-enabled activities), relating
10 to the Russian Federation.

11 “(2) FOREIGN PERSON.—The term ‘foreign per-
12 son’ has the meaning given such term in section
13 595.304 of title 31, Code of Federal Regulations (as
14 in effect on the date of the enactment of this sec-
15 tion).

16 “(3) STRUCTURED.—The term ‘structured’,
17 with respect to a transaction, has the meaning given
18 the term ‘structure’ in paragraph (xx) of section
19 1010.100 of title 31, Code of Federal Regulations
20 (or any corresponding similar regulation or ruling).

21 **“SEC. 11. MANDATORY IMPOSITION OF SANCTIONS WITH**
22 **RESPECT TO TRANSACTIONS WITH PERSONS**
23 **RESPONSIBLE FOR HUMAN RIGHTS ABUSES.**

24 “(a) IN GENERAL.—The President shall impose the
25 sanctions described in subsection (b) with respect to a for-

1 eign person if the President determines that the foreign
2 person, based on credible information, on or after the date
3 of the enactment of this section—

4 “(1) is responsible for, complicit in, or respon-
5 sible for ordering, controlling, or otherwise directing,
6 the commission of serious human rights abuses in
7 any territory forcibly occupied or otherwise con-
8 trolled by the Government of the Russian Federa-
9 tion;

10 “(2) materially assists, sponsors, or provides fi-
11 nancial, material, or technological support for, or
12 goods or services to, a foreign person described in
13 paragraph (1); or

14 “(3) is owned or controlled by, or acts or pur-
15 ports to act for or on behalf of, directly or indirectly,
16 a foreign person described in paragraph (1).

17 “(b) SANCTIONS DESCRIBED.—

18 “(1) ASSET BLOCKING.—The exercise of all
19 powers granted to the President by the International
20 Emergency Economic Powers Act (50 U.S.C. 1701
21 et seq.) to the extent necessary to block and prohibit
22 all transactions in all property and interests in prop-
23 erty of a person determined by the President to be
24 subject to subsection (a) if such property and inter-
25 ests in property are in the United States, come with-

1 in the United States, or are or come within the pos-
2 session or control of a United States person.

3 “(2) EXCLUSION FROM THE UNITED STATES
4 AND REVOCATION OF VISA OR OTHER DOCUMENTA-
5 TION.—In the case of an alien determined by the
6 President to be subject to subsection (a), denial of
7 a visa to, and exclusion from the United States of,
8 the alien, and revocation in accordance with section
9 221(i) of the Immigration and Nationality Act (8
10 U.S.C. 1201(i)), of any visa or other documentation
11 of the alien.

12 “(c) APPLICATION OF NEW SANCTIONS.—The Presi-
13 dent may waive the initial application of sanctions under
14 subsection (b) with respect to a person only if the Presi-
15 dent submits to the appropriate congressional commit-
16 tees—

17 “(1) a written determination that the waiver—

18 “(A) is in the vital national security inter-
19 ests of the United States; or

20 “(B) will further the enforcement of this
21 Act; and

22 “(2) a certification that the Government of the
23 Russian Federation has made efforts to reduce seri-
24 ous human rights abuses in territory forcibly occu-
25 pied or otherwise controlled by that Government.

1 “(d) IMPLEMENTATION; PENALTIES.—

2 “(1) IMPLEMENTATION.—The President may
3 exercise all authorities provided to the President
4 under sections 203 and 205 of the International
5 Emergency Economic Powers Act (50 U.S.C. 1702
6 and 1704) to carry out subsection (b)(1).

7 “(2) PENALTIES.—A person that violates, at-
8 tempts to violate, conspires to violate, or causes a
9 violation of subsection (b)(1) or any regulation, li-
10 cense, or order issued to carry out subsection (b)(1)
11 shall be subject to the penalties set forth in sub-
12 sections (b) and (c) of section 206 of the Inter-
13 national Emergency Economic Powers Act (50
14 U.S.C. 1705) to the same extent as a person that
15 commits an unlawful act described in subsection (a)
16 of that section.

17 “(e) TERMINATION.—Subject to section 216 of Rus-
18 sia Sanctions Review Act of 2017, the President may ter-
19 minate the application of sanctions under subsection (b)
20 with respect to a person if the President submits to the
21 appropriate congressional committees—

22 “(1) a notice of and justification for the termi-
23 nation; and

24 “(2) a notice—

25 “(A) that—

1 “(i) the person is not engaging in the
2 activity that was the basis for the sanc-
3 tions or has taken significant verifiable
4 steps toward stopping the activity; and

5 “(ii) the President has received reli-
6 able assurances that the person will not
7 knowingly engage in activity subject to
8 sanctions under subsection (a) in the fu-
9 ture; or

10 “(B) that the President determines that
11 insufficient basis exists for the determination by
12 the President under subsection (a) with respect
13 to the person.”.

14 (b) DEFINITION OF APPROPRIATE CONGRESSIONAL
15 COMMITTEES.—Section 2(2) of the Support for the Sov-
16 ereignty, Integrity, Democracy, and Economic Stability of
17 Ukraine Act of 2014 (22 U.S.C. 8901(2)) is amended—

18 (1) in subparagraph (A), by inserting “the
19 Committee on Banking, Housing, and Urban Af-
20 fairs,” before “the Committee on Foreign Rela-
21 tions”; and

22 (2) in subparagraph (B), by inserting “the
23 Committee on Financial Services” before “the Com-
24 mittee on Foreign Affairs”.

1 **SEC. 229. NOTIFICATIONS TO CONGRESS UNDER UKRAINE**
2 **FREEDOM SUPPORT ACT OF 2014.**

3 (a) SANCTIONS RELATING TO DEFENSE AND EN-
4 ERGY SECTORS OF THE RUSSIAN FEDERATION.—Section
5 4 of the Ukraine Freedom Support Act of 2014 (22
6 U.S.C. 8923) is amended—

7 (1) by redesignating subsections (g) and (h) as
8 subsections (h) and (i), respectively;

9 (2) by inserting after subsection (f) the fol-
10 lowing:

11 “(g) NOTIFICATIONS AND CERTIFICATIONS TO CON-
12 GRESS.—

13 “(1) IMPOSITION OF SANCTIONS.—The Presi-
14 dent shall notify the appropriate congressional com-
15 mittees in writing not later than 15 days after im-
16 posing sanctions with respect to a foreign person
17 under subsection (a) or (b).

18 “(2) TERMINATION OF SANCTIONS WITH RE-
19 SPECT TO RUSSIAN PRODUCERS, TRANSFERORS, OR
20 BROKERS OF DEFENSE ARTICLES.—Subject to sec-
21 tion 216 of the Russia Sanctions Review Act of
22 2017, the President may terminate the imposition of
23 sanctions under subsection (a)(2) with respect to a
24 foreign person if the President submits to the appro-
25 priate congressional committees—

1 “(A) a notice of and justification for the
2 termination; and

3 “(B) a notice that—

4 “(i) the foreign person is not engaging
5 in the activity that was the basis for the
6 sanctions or has taken significant verifiable
7 steps toward stopping the activity; and

8 “(ii) the President has received reli-
9 able assurances that the foreign person will
10 not knowingly engage in activity subject to
11 sanctions under subsection (a)(2) in the
12 future.”; and

13 (3) in subparagraph (B)(ii) of subsection
14 (a)(3), by striking “subsection (h)” and inserting
15 “subsection (i)”.

16 (b) SANCTIONS ON RUSSIAN AND OTHER FOREIGN
17 FINANCIAL INSTITUTIONS.—Section 5 of the Ukraine
18 Freedom Support Act of 2014 (22 U.S.C. 8924) is amend-
19 ed—

20 (1) by redesignating subsections (e) and (f) as
21 subsections (f) and (g), respectively;

22 (2) by inserting after subsection (d) the fol-
23 lowing:

24 “(e) NOTIFICATION TO CONGRESS ON IMPOSITION OF
25 SANCTIONS.—The President shall notify the appropriate

1 congressional committees in writing not later than 15 days
 2 after imposing sanctions with respect to a foreign financial
 3 institution under subsection (a) or (b).”; and

4 (3) in subsection (g), as redesignated by para-
 5 graph (1), by striking “section 4(h)” and inserting
 6 “section 4(i)”.

7 **SEC. 230. STANDARDS FOR TERMINATION OF CERTAIN**
 8 **SANCTIONS WITH RESPECT TO THE RUSSIAN**
 9 **FEDERATION.**

10 (a) SANCTIONS RELATING TO UNDERMINING THE
 11 PEACE, SECURITY, STABILITY, SOVEREIGNTY, OR TERRI-
 12 TORIAL INTEGRITY OF UKRAINE.—Section 8 of the Sov-
 13 ereignty, Integrity, Democracy, and Economic Stability of
 14 Ukraine Act of 2014 (22 U.S.C. 8907) is amended—

15 (1) by redesignating subsection (d) as sub-
 16 section (e); and

17 (2) by inserting after subsection (c) the fol-
 18 lowing:

19 “(d) TERMINATION.—Subject to section 216 of the
 20 Russia Sanctions Review Act of 2017, the President may
 21 terminate the application of sanctions under subsection
 22 (b) with respect to a person if the President submits to
 23 the appropriate congressional committees a notice that—

24 “(1) the person is not engaging in the activity
 25 that was the basis for the sanctions or has taken

1 significant verifiable steps toward stopping the activ-
2 ity; and

3 “(2) the President has received reliable assur-
4 ances that the person will not knowingly engage in
5 activity subject to sanctions under subsection (a) in
6 the future.”.

7 (b) SANCTIONS RELATING TO CORRUPTION.—Sec-
8 tion 9 of the Sovereignty, Integrity, Democracy, and Eco-
9 nomic Stability of Ukraine Act of 2014 (22 U.S.C. 8908)
10 is amended—

11 (1) by redesignating subsection (d) as sub-
12 section (e); and

13 (2) by inserting after subsection (c) the fol-
14 lowing:

15 “(d) TERMINATION.—Subject to section 216 of the
16 Russia Sanctions Review Act of 2017, the President may
17 terminate the application of sanctions under subsection
18 (b) with respect to a person if the President submits to
19 the appropriate congressional committees a notice that—

20 “(1) the person is not engaging in the activity
21 that was the basis for the sanctions or has taken
22 significant verifiable steps toward stopping the activ-
23 ity; and

24 “(2) the President has received reliable assur-
25 ances that the person will not knowingly engage in

1 activity subject to sanctions under subsection (a) in
2 the future.”.

3 **SEC. 231. IMPOSITION OF SANCTIONS WITH RESPECT TO**
4 **PERSONS ENGAGING IN TRANSACTIONS WITH**
5 **THE INTELLIGENCE OR DEFENSE SECTORS**
6 **OF THE GOVERNMENT OF THE RUSSIAN FED-**
7 **ERATION.**

8 (a) IN GENERAL.—On and after the date that is 180
9 days after the date of the enactment of this Act, the Presi-
10 dent shall impose 5 or more of the sanctions described
11 in section 235 with respect to a person the President de-
12 termines knowingly, on or after such date of enactment,
13 engages in a significant transaction with a person that is
14 part of, or operates for or on behalf of, the defense or
15 intelligence sectors of the Government of the Russian Fed-
16 eration, including the Main Intelligence Agency of the
17 General Staff of the Armed Forces of the Russian Federa-
18 tion or the Federal Security Service of the Russian Fed-
19 eration.

20 (b) APPLICATION OF NEW SANCTIONS.—The Presi-
21 dent may waive the initial application of sanctions under
22 subsection (a) with respect to a person only if the Presi-
23 dent submits to the appropriate congressional commit-
24 tees—

25 (1) a written determination that the waiver—

1 (A) is in the vital national security inter-
2 ests of the United States; or

3 (B) will further the enforcement of this
4 title; and

5 (2) a certification that the Government of the
6 Russian Federation has made significant efforts to
7 reduce the number and intensity of cyber intrusions
8 conducted by that Government.

9 (c) DELAY OF IMPOSITION OF SANCTIONS.—The
10 President may delay the imposition of sanctions under
11 subsection (a) with respect to a person if the President
12 certifies to the appropriate congressional committees, not
13 less frequently than every 180 days while the delay is in
14 effect, that the person is substantially reducing the num-
15 ber of significant transactions described in subsection (a)
16 in which that person engages.

17 (d) REQUIREMENT TO ISSUE GUIDANCE.—Not later
18 than 60 days after the date of the enactment of this Act,
19 the President shall issue regulations or other guidance to
20 specify the persons that are part of, or operate for or on
21 behalf of, the defense and intelligence sectors of the Gov-
22 ernment of the Russian Federation.

23 (e) PENALTIES.—A person that violates, attempts to
24 violate, conspires to violate, or causes a violation of sub-
25 section (a) or any regulation, license, or order issued to

1 carry out subsection (a) shall be subject to the penalties
2 set forth in subsections (b) and (c) of section 206 of the
3 International Emergency Economic Powers Act (50
4 U.S.C. 1705) to the same extent as a person that commits
5 an unlawful act described in subsection (a) of that section.

6 **SEC. 232. SANCTIONS WITH RESPECT TO THE DEVELOP-**
7 **MENT OF PIPELINES IN THE RUSSIAN FED-**
8 **ERATION.**

9 (a) IN GENERAL.—The President, in coordination
10 with allies of the United States, may impose 5 or more
11 of the sanctions described in section 235 with respect to
12 a person if the President determines that the person know-
13 ingly, on or after the date of the enactment of this Act,
14 makes an investment described in subsection (b) or sells,
15 leases, or provides to the Russian Federation, for the con-
16 struction of Russian energy export pipelines, goods, serv-
17 ices, technology, information, or support described in sub-
18 section (c)—

19 (1) any of which has a fair market value of
20 \$1,000,000 or more; or

21 (2) that, during a 12-month period, have an ag-
22 gregate fair market value of \$5,000,000 or more.

23 (b) INVESTMENT DESCRIBED.—An investment de-
24 scribed in this subsection is an investment that directly
25 and significantly contributes to the enhancement of the

1 ability of the Russian Federation to construct energy ex-
 2 port pipelines.

3 (c) GOODS, SERVICES, TECHNOLOGY, INFORMATION,
 4 OR SUPPORT DESCRIBED.—Goods, services, technology,
 5 information, or support described in this subsection are
 6 goods, services, technology, information, or support that
 7 could directly and significantly facilitate the maintenance
 8 or expansion of the construction, modernization, or repair
 9 of energy export pipelines by the Russian Federation.

10 **SEC. 233. SANCTIONS WITH RESPECT TO INVESTMENT IN**
 11 **OR FACILITATION OF PRIVATIZATION OF**
 12 **STATE-OWNED ASSETS BY THE RUSSIAN FED-**
 13 **ERATION.**

14 (a) IN GENERAL.—The President shall impose 5 or
 15 more of the sanctions described in section 235 if the Presi-
 16 dent determines that a person, with actual knowledge, on
 17 or after the date of the enactment of this Act, makes an
 18 investment of \$10,000,000 or more (or any combination
 19 of investments of not less than \$1,000,000 each, which
 20 in the aggregate equals or exceeds \$10,000,000 in any 12-
 21 month period), or facilitates such an investment, if the in-
 22 vestment directly and significantly contributes to the abil-
 23 ity of the Russian Federation to privatize state-owned as-
 24 sets in a manner that unjustly benefits—

1 (1) officials of the Government of the Russian
2 Federation; or

3 (2) close associates or family members of those
4 officials.

5 (b) APPLICATION OF NEW SANCTIONS.—The Presi-
6 dent may waive the initial application of sanctions under
7 subsection (a) with respect to a person only if the Presi-
8 dent submits to the appropriate congressional commit-
9 tees—

10 (1) a written determination that the waiver—

11 (A) is in the vital national security inter-
12 ests of the United States; or

13 (B) will further the enforcement of this
14 title; and

15 (2) a certification that the Government of the
16 Russian Federation is taking steps to implement the
17 Minsk Agreement to address the ongoing conflict in
18 eastern Ukraine, signed in Minsk, Belarus, on Feb-
19 ruary 11, 2015, by the leaders of Ukraine, Russia,
20 France, and Germany, the Minsk Protocol, which
21 was agreed to on September 5, 2014, and any suc-
22 cessor agreements that are agreed to by the Govern-
23 ment of Ukraine.

1 **SEC. 234. SANCTIONS WITH RESPECT TO THE TRANSFER OF**
2 **ARMS AND RELATED MATERIEL TO SYRIA.**

3 (a) IMPOSITION OF SANCTIONS.—

4 (1) IN GENERAL.—The President shall impose
5 on a foreign person the sanctions described in sub-
6 section (b) if the President determines that such for-
7 eign person has, on or after the date of the enact-
8 ment of this Act, knowingly exported, transferred, or
9 otherwise provided to Syria significant financial, ma-
10 terial, or technological support that contributes ma-
11 terially to the ability of the Government of Syria
12 to—

13 (A) acquire or develop chemical, biological,
14 or nuclear weapons or related technologies;

15 (B) acquire or develop ballistic or cruise
16 missile capabilities;

17 (C) acquire or develop destabilizing num-
18 bers and types of advanced conventional weap-
19 ons;

20 (D) acquire significant defense articles, de-
21 fense services, or defense information (as such
22 terms are defined under the Arms Export Con-
23 trol Act (22 U.S.C. 2751 et seq.)); or

24 (E) acquire items designated by the Presi-
25 dent for purposes of the United States Muni-

1 tions List under section 38(a)(1) of the Arms
2 Export Control Act (22 U.S.C. 2778(a)(1)).

3 (2) APPLICABILITY TO OTHER FOREIGN PER-
4 SONS.—The sanctions described in subsection (b)
5 shall also be imposed on any foreign person that—

6 (A) is a successor entity to a foreign per-
7 son described in paragraph (1); or

8 (B) is owned or controlled by, or has acted
9 for or on behalf of, a foreign person described
10 in paragraph (1).

11 (b) SANCTIONS DESCRIBED.—The sanctions to be
12 imposed on a foreign person described in subsection (a)
13 are the following:

14 (1) BLOCKING OF PROPERTY.—The President
15 shall exercise all powers granted by the International
16 Emergency Economic Powers Act (50 U.S.C. 1701
17 et seq.) (except that the requirements of section 202
18 of such Act (50 U.S.C. 1701) shall not apply) to the
19 extent necessary to block and prohibit all trans-
20 actions in all property and interests in property of
21 the foreign person if such property and interests in
22 property are in the United States, come within the
23 United States, or are or come within the possession
24 or control of a United States person.

1 (2) ALIENS INELIGIBLE FOR VISAS, ADMISSION,
2 OR PAROLE.—

3 (A) EXCLUSION FROM THE UNITED
4 STATES.—If the foreign person is an individual,
5 the Secretary of State shall deny a visa to, and
6 the Secretary of Homeland Security shall ex-
7 clude from the United States, the foreign per-
8 son.

9 (B) CURRENT VISAS REVOKED.—

10 (i) IN GENERAL.—The issuing con-
11 sular officer, the Secretary of State, or the
12 Secretary of Homeland Security (or a des-
13 ignee of one of such Secretaries) shall re-
14 voke any visa or other entry documentation
15 issued to the foreign person regardless of
16 when issued.

17 (ii) EFFECT OF REVOCATION.—A rev-
18 ocation under clause (i) shall take effect
19 immediately and shall automatically cancel
20 any other valid visa or entry documenta-
21 tion that is in the possession of the foreign
22 person.

23 (c) WAIVER.—Subject to section 216, the President
24 may waive the application of sanctions under subsection
25 (b) with respect to a person if the President determines

1 that such a waiver is in the national security interest of
2 the United States.

3 (d) DEFINITIONS.—In this section:

4 (1) FINANCIAL, MATERIAL, OR TECHNOLOGICAL
5 SUPPORT.—The term “financial, material, or techno-
6 logical support” has the meaning given such term in
7 section 542.304 of title 31, Code of Federal Regula-
8 tions (or any corresponding similar regulation or rul-
9 ing).

10 (2) FOREIGN PERSON.—The term “foreign per-
11 son” has the meaning given such term in section
12 594.304 of title 31, Code of Federal Regulations (or
13 any corresponding similar regulation or ruling).

14 (3) SYRIA.—The term “Syria” has the meaning
15 given such term in section 542.316 of title 31, Code
16 of Federal Regulations (or any corresponding similar
17 regulation or ruling).

18 **SEC. 235. SANCTIONS DESCRIBED.**

19 (a) SANCTIONS DESCRIBED.—The sanctions to be
20 imposed with respect to a person under section 224(a)(2),
21 231(b), 232(a), or 233(a) are the following:

22 (1) EXPORT-IMPORT BANK ASSISTANCE FOR
23 EXPORTS TO SANCTIONED PERSONS.—The President
24 may direct the Export-Import Bank of the United
25 States not to give approval to the issuance of any

1 guarantee, insurance, extension of credit, or partici-
2 pation in the extension of credit in connection with
3 the export of any goods or services to the sanctioned
4 person.

5 (2) EXPORT SANCTION.—The President may
6 order the United States Government not to issue
7 any specific license and not to grant any other spe-
8 cific permission or authority to export any goods or
9 technology to the sanctioned person under—

10 (A) the Export Administration Act of 1979
11 (50 U.S.C. 4601 et seq.) (as continued in effect
12 pursuant to the International Emergency Eco-
13 nomic Powers Act (50 U.S.C. 1701 et seq.));

14 (B) the Arms Export Control Act (22
15 U.S.C. 2751 et seq.);

16 (C) the Atomic Energy Act of 1954 (42
17 U.S.C. 2011 et seq.); or

18 (D) any other statute that requires the
19 prior review and approval of the United States
20 Government as a condition for the export or re-
21 export of goods or services.

22 (3) LOANS FROM UNITED STATES FINANCIAL
23 INSTITUTIONS.—The President may prohibit any
24 United States financial institution from making
25 loans or providing credits to the sanctioned person

1 totaling more than \$10,000,000 in any 12-month
2 period unless the person is engaged in activities to
3 relieve human suffering and the loans or credits are
4 provided for such activities.

5 (4) LOANS FROM INTERNATIONAL FINANCIAL
6 INSTITUTIONS.—The President may direct the
7 United States executive director to each inter-
8 national financial institution to use the voice and
9 vote of the United States to oppose any loan from
10 the international financial institution that would
11 benefit the sanctioned person.

12 (5) PROHIBITIONS ON FINANCIAL INSTITU-
13 TIONS.—The following prohibitions may be imposed
14 against the sanctioned person if that person is a fi-
15 nancial institution:

16 (A) PROHIBITION ON DESIGNATION AS
17 PRIMARY DEALER.—Neither the Board of Gov-
18 ernors of the Federal Reserve System nor the
19 Federal Reserve Bank of New York may des-
20 ignate, or permit the continuation of any prior
21 designation of, the financial institution as a pri-
22 mary dealer in United States Government debt
23 instruments.

24 (B) PROHIBITION ON SERVICE AS A RE-
25 POSITORY OF GOVERNMENT FUNDS.—The fi-

1 nancial institution may not serve as agent of
2 the United States Government or serve as re-
3 pository for United States Government funds.

4 The imposition of either sanction under subpara-
5 graph (A) or (B) shall be treated as 1 sanction for
6 purposes of subsection (b), and the imposition of
7 both such sanctions shall be treated as 2 sanctions
8 for purposes of subsection (b).

9 (6) PROCUREMENT SANCTION.—The United
10 States Government may not procure, or enter into
11 any contract for the procurement of, any goods or
12 services from the sanctioned person.

13 (7) FOREIGN EXCHANGE.—The President may,
14 pursuant to such regulations as the President may
15 prescribe, prohibit any transactions in foreign ex-
16 change that are subject to the jurisdiction of the
17 United States and in which the sanctioned person
18 has any interest.

19 (8) BANKING TRANSACTIONS.—The President
20 may, pursuant to such regulations as the President
21 may prescribe, prohibit any transfers of credit or
22 payments between financial institutions or by,
23 through, or to any financial institution, to the extent
24 that such transfers or payments are subject to the

1 jurisdiction of the United States and involve any in-
2 terest of the sanctioned person.

3 (9) PROPERTY TRANSACTIONS.—The President
4 may, pursuant to such regulations as the President
5 may prescribe, prohibit any person from—

6 (A) acquiring, holding, withholding, using,
7 transferring, withdrawing, transporting, import-
8 ing, or exporting any property that is subject to
9 the jurisdiction of the United States and with
10 respect to which the sanctioned person has any
11 interest;

12 (B) dealing in or exercising any right,
13 power, or privilege with respect to such prop-
14 erty; or

15 (C) conducting any transaction involving
16 such property.

17 (10) BAN ON INVESTMENT IN EQUITY OR DEBT
18 OF SANCTIONED PERSON.—The President may, pur-
19 suant to such regulations or guidelines as the Presi-
20 dent may prescribe, prohibit any United States per-
21 son from investing in or purchasing significant
22 amounts of equity or debt instruments of the sanc-
23 tioned person.

24 (11) EXCLUSION OF CORPORATE OFFICERS.—
25 The President may direct the Secretary of State to

1 deny a visa to, and the Secretary of Homeland Secu-
2 rity to exclude from the United States, any alien
3 that the President determines is a corporate officer
4 or principal of, or a shareholder with a controlling
5 interest in, the sanctioned person.

6 (12) SANCTIONS ON PRINCIPAL EXECUTIVE OF-
7 FICERS.—The President may impose on the prin-
8 cipal executive officer or officers of the sanctioned
9 person, or on persons performing similar functions
10 and with similar authorities as such officer or offi-
11 cers, any of the sanctions under this subsection.

12 (b) SANCTIONED PERSON DEFINED.—In this section,
13 the term “sanctioned person” means a person subject to
14 sanctions under section 224(a)(2), 231(b), 232(a), or
15 233(a).

16 **SEC. 236. EXCEPTIONS, WAIVER, AND TERMINATION.**

17 (a) EXCEPTIONS.—The provisions of this part and
18 amendments made by this part shall not apply with re-
19 spect to the following:

20 (1) Activities subject to the reporting require-
21 ments under title V of the National Security Act of
22 1947 (50 U.S.C. 3091 et seq.), or any authorized in-
23 telligence activities of the United States.

24 (2) The admission of an alien to the United
25 States if such admission is necessary to comply with

1 United States obligations under the Agreement be-
2 tween the United Nations and the United States of
3 America regarding the Headquarters of the United
4 Nations, signed at Lake Success June 26, 1947, and
5 entered into force November 21, 1947, under the
6 Convention on Consular Relations, done at Vienna
7 April 24, 1963, and entered into force March 19,
8 1967, or under other international agreements.

9 (b) WAIVER OF SANCTIONS THAT ARE IMPOSED.—
10 Subject to section 216, if the President imposes sanctions
11 with respect to a person under this part or the amend-
12 ments made by this part, the President may waive the ap-
13 plication of those sanctions if the President determines
14 that such a waiver is in the national security interest of
15 the United States.

16 (c) TERMINATION.—Subject to section 216, the
17 President may terminate the application of sanctions
18 under section 224, 231, 232, 233, or 234 with respect to
19 a person if the President submits to the appropriate con-
20 gressional committees—

21 (1) a notice of and justification for the termi-
22 nation; and

23 (2) a notice that—

24 (A) the person is not engaging in the activ-
25 ity that was the basis for the sanctions or has

1 taken significant verifiable steps toward stop-
2 ping the activity; and

3 (B) the President has received reliable as-
4 surances that the person will not knowingly en-
5 gage in activity subject to sanctions under this
6 part in the future.

7 **SEC. 237. EXCEPTION RELATING TO ACTIVITIES OF THE NA-**
8 **TIONAL AERONAUTICS AND SPACE ADMINIS-**
9 **TRATION.**

10 (a) IN GENERAL.—This Act and the amendments
11 made by this Act shall not apply with respect to activities
12 of the National Aeronautics and Space Administration.

13 (b) RULE OF CONSTRUCTION.—Nothing in this Act
14 or the amendments made by this Act shall be construed
15 to authorize the imposition of any sanction or other condi-
16 tion, limitation, restriction, or prohibition, that directly or
17 indirectly impedes the supply by any entity of the Russian
18 Federation of any product or service, or the procurement
19 of such product or service by any contractor or subcon-
20 tractor of the United States or any other entity, relating
21 to or in connection with any space launch conducted for—

22 (1) the National Aeronautics and Space Admin-
23 istration; or

24 (2) any other non-Department of Defense cus-
25 tomer.

1 **SEC. 238. RULE OF CONSTRUCTION.**

2 Nothing in this part or the amendments made by this
3 part shall be construed—

4 (1) to supersede the limitations or exceptions on
5 the use of rocket engines for national security pur-
6 poses under section 1608 of the Carl Levin and
7 Howard P. “Buck” McKeon National Defense Au-
8 thorization Act for Fiscal Year 2015 (Public Law
9 113–291; 128 Stat. 3626; 10 U.S.C. 2271 note), as
10 amended by section 1607 of the National Defense
11 Authorization Act for Fiscal Year 2016 (Public Law
12 114–92; 129 Stat. 1100) and section 1602 of the
13 National Defense Authorization Act for Fiscal Year
14 2017 (Public Law 114–328; 130 Stat. 2582); or

15 (2) to prohibit a contractor or subcontractor of
16 the Department of Defense from acquiring compo-
17 nents referred to in such section 1608.

18 **PART 3—REPORTS**

19 **SEC. 241. REPORT ON OLIGARCHS AND PARASTATAL ENTI-**
20 **TIES OF THE RUSSIAN FEDERATION.**

21 (a) IN GENERAL.—Not later than 180 days after the
22 date of the enactment of this Act, the Secretary of the
23 Treasury, in consultation with the Director of National In-
24 telligence and the Secretary of State, shall submit to the
25 appropriate congressional committees a detailed report on
26 the following:

1 (1) Senior foreign political figures and oligarchs
2 in the Russian Federation, including the following:

3 (A) An identification of the most signifi-
4 cant senior foreign political figures and
5 oligarchs in the Russian Federation, as deter-
6 mined by their closeness to the Russian regime
7 and their net worth.

8 (B) An assessment of the relationship be-
9 tween individuals identified under subparagraph
10 (A) and President Vladimir Putin or other
11 members of the Russian ruling elite.

12 (C) An identification of any indices of cor-
13 ruption with respect to those individuals.

14 (D) The estimated net worth and known
15 sources of income of those individuals and their
16 family members (including spouses, children,
17 parents, and siblings), including assets, invest-
18 ments, other business interests, and relevant
19 beneficial ownership information.

20 (E) An identification of the non-Russian
21 business affiliations of those individuals.

22 (2) Russian parastatal entities, including an as-
23 sessment of the following:

1 (A) The emergence of Russian parastatal
2 entities and their role in the economy of the
3 Russian Federation.

4 (B) The leadership structures and bene-
5 ficial ownership of those entities.

6 (C) The scope of the non-Russian business
7 affiliations of those entities.

8 (3) The exposure of key economic sectors of the
9 United States to Russian politically exposed persons
10 and parastatal entities, including, at a minimum, the
11 banking, securities, insurance, and real estate sec-
12 tors.

13 (4) The likely effects of imposing debt and eq-
14 uity restrictions on Russian parastatal entities, as
15 well as the anticipated effects of adding Russian
16 parastatal entities to the list of specially designated
17 nationals and blocked persons maintained by the Of-
18 fice of Foreign Assets Control of the Department of
19 the Treasury.

20 (5) The potential impacts of imposing sec-
21 ondary sanctions with respect to Russian oligarchs,
22 Russian state-owned enterprises, and Russian
23 parastatal entities, including impacts on the entities
24 themselves and on the economy of the Russian Fed-

1 eration, as well as on the economies of the United
2 States and allies of the United States.

3 (b) FORM OF REPORT.—The report required under
4 subsection (a) shall be submitted in an unclassified form,
5 but may contain a classified annex.

6 (c) DEFINITIONS.—In this section:

7 (1) APPROPRIATE CONGRESSIONAL COMMIT-
8 TEES.—The term “appropriate congressional com-
9 mittees” means—

10 (A) the Committee on Banking, Housing,
11 and Urban Affairs, the Committee on Foreign
12 Relations, and the Committee on Finance of the
13 Senate; and

14 (B) the Committee on Foreign Affairs, the
15 Committee on Financial Services, and the Com-
16 mittee on Ways and Means of the House of
17 Representatives.

18 (2) SENIOR FOREIGN POLITICAL FIGURE.—The
19 term “senior foreign political figure” has the mean-
20 ing given that term in section 1010.605 of title 31,
21 Code of Federal Regulations (or any corresponding
22 similar regulation or ruling).

1 **SEC. 242. REPORT ON EFFECTS OF EXPANDING SANCTIONS**
2 **TO INCLUDE SOVEREIGN DEBT AND DERIVA-**
3 **TIVE PRODUCTS.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 date of the enactment of this Act, the Secretary of the
6 Treasury, in consultation with the Director of National In-
7 telligence and the Secretary of State, shall submit to the
8 appropriate congressional committees a report describing
9 in detail the potential effects of expanding sanctions under
10 Directive 1 (as amended), dated September 12, 2014,
11 issued by the Office of Foreign Assets Control under Exec-
12 utive Order 13662 (79 Fed. Reg. 16169; relating to block-
13 ing property of additional persons contributing to the situ-
14 ation in Ukraine), or any successor directive, to include
15 sovereign debt and the full range of derivative products.

16 (b) FORM OF REPORT.—The report required under
17 subsection (a) shall be submitted in an unclassified form,
18 but may contain a classified annex.

19 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
20 FINED.—In this section, the term “appropriate congres-
21 sional committees” means—

22 (1) the Committee on Banking, Housing, and
23 Urban Affairs, the Committee on Foreign Relations,
24 and the Committee on Finance of the Senate; and

25 (2) the Committee on Foreign Affairs, the
26 Committee on Financial Services, and the Com-

1 mittee on Ways and Means of the House of Rep-
2 resentatives.

3 **SEC. 243. REPORT ON ILLICIT FINANCE RELATING TO THE**
4 **RUSSIAN FEDERATION.**

5 (a) IN GENERAL.—Not later than one year after the
6 date of the enactment of this Act, and not later than the
7 end of each one-year period thereafter until 2021, the Sec-
8 retary of the Treasury shall submit to the appropriate con-
9 gressional committees a report describing interagency ef-
10 forts in the United States to combat illicit finance relating
11 to the Russian Federation.

12 (b) ELEMENTS.—The report required by subsection
13 (a) shall contain a summary of efforts by the United
14 States to do the following:

15 (1) Identify, investigate, map, and disrupt illicit
16 financial flows linked to the Russian Federation if
17 such flows affect the United States financial system
18 or those of major allies of the United States.

19 (2) Conduct outreach to the private sector, in-
20 cluding information sharing efforts to strengthen
21 compliance efforts by entities, including financial in-
22 stitutions, to prevent illicit financial flows described
23 in paragraph (1).

24 (3) Engage and coordinate with allied inter-
25 national partners on illicit finance, especially in Eu-

1 rope, to coordinate efforts to uncover and prosecute
2 the networks responsible for illicit financial flows de-
3 scribed in paragraph (1), including examples of that
4 engagement and coordination.

5 (4) Identify foreign sanctions evaders and loop-
6 holes within the sanctions regimes of foreign part-
7 ners of the United States.

8 (5) Expand the number of real estate geo-
9 graphic targeting orders or other regulatory actions,
10 as appropriate, to degrade illicit financial activity re-
11 lating to the Russian Federation in relation to the
12 financial system of the United States.

13 (6) Provide support to counter those involved in
14 illicit finance relating to the Russian Federation
15 across all appropriate law enforcement, intelligence,
16 regulatory, and financial authorities of the Federal
17 Government, including by imposing sanctions with
18 respect to or prosecuting those involved.

19 (7) In the case of the Department of the Treas-
20 ury and the Department of Justice, investigate or
21 otherwise develop major cases, including a descrip-
22 tion of those cases.

23 (c) BRIEFING.—After submitting a report under this
24 section, the Secretary of the Treasury shall provide brief-

1 ings to the appropriate congressional committees with re-
2 spect to that report.

3 (d) COORDINATION.—The Secretary of the Treasury
4 shall coordinate with the Attorney General, the Director
5 of National Intelligence, the Secretary of Homeland Secu-
6 rity, and the Secretary of State in preparing each report
7 under this section.

8 (e) FORM.—Each report submitted under this section
9 shall be submitted in unclassified form, but may contain
10 a classified annex.

11 (f) DEFINITIONS.—In this section:

12 (1) APPROPRIATE CONGRESSIONAL COMMIT-
13 TEES.—The term “appropriate congressional com-
14 mittees” means—

15 (A) the Committee on Banking, Housing,
16 and Urban Affairs, the Committee on Foreign
17 Relations, and the Committee on Finance of the
18 Senate; and

19 (B) the Committee on Foreign Affairs, the
20 Committee on Financial Services, and the Com-
21 mittee on Ways and Means of the House of
22 Representatives.

23 (2) ILLICIT FINANCE.—The term “illicit fi-
24 nance” means the financing of terrorism, narcotics
25 trafficking, or proliferation, money laundering, or

1 other forms of illicit financing domestically or inter-
2 nationally, as defined by the President.

3 **Subtitle B—Countering Russian**
4 **Influence in Europe and Eurasia**

5 **SEC. 251. FINDINGS.**

6 Congress makes the following findings:

7 (1) The Government of the Russian Federation
8 has sought to exert influence throughout Europe and
9 Eurasia, including in the former states of the Soviet
10 Union, by providing resources to political parties,
11 think tanks, and civil society groups that sow dis-
12 trust in democratic institutions and actors, promote
13 xenophobic and illiberal views, and otherwise under-
14 mine European unity. The Government of the Rus-
15 sian Federation has also engaged in well-documented
16 corruption practices as a means toward undermining
17 and buying influence in European and Eurasian
18 countries.

19 (2) The Government of the Russian Federation
20 has largely eliminated a once-vibrant Russian-lan-
21 guage independent media sector and severely curtails
22 free and independent media within the borders of
23 the Russian Federation. Russian-language media or-
24 ganizations that are funded and controlled by the
25 Government of the Russian Federation and dissemi-

1 nate information within and outside of the Russian
2 Federation routinely traffic in anti-Western
3 disinformation, while few independent, fact-based
4 media sources provide objective reporting for Rus-
5 sian-speaking audiences inside or outside of the Rus-
6 sian Federation.

7 (3) The Government of the Russian Federation
8 continues to violate its commitments under the
9 Memorandum on Security Assurances in connection
10 with Ukraine’s Accession to the Treaty on the Non-
11 Proliferation of Nuclear Weapons, done at Budapest
12 December 5, 1994, and the Conference on Security
13 and Co-operation in Europe Final Act, concluded at
14 Helsinki August 1, 1975 (commonly referred to as
15 the “Helsinki Final Act”), which laid the ground-
16 work for the establishment of the Organization for
17 Security and Co-operation in Europe, of which the
18 Russian Federation is a member, by its illegal an-
19 nexation of Crimea in 2014, its illegal occupation of
20 South Ossetia and Abkhazia in Georgia in 2008, and
21 its ongoing destabilizing activities in eastern
22 Ukraine.

23 (4) The Government of the Russian Federation
24 continues to ignore the terms of the August 2008
25 ceasefire agreement relating to Georgia, which re-

1 quires the withdrawal of Russian Federation troops,
2 free access by humanitarian groups to the regions of
3 South Ossetia and Abkhazia, and monitoring of the
4 conflict areas by the European Union Monitoring
5 Mission.

6 (5) The Government of the Russian Federation
7 is failing to comply with the terms of the Minsk
8 Agreement to address the ongoing conflict in eastern
9 Ukraine, signed in Minsk, Belarus, on February 11,
10 2015, by the leaders of Ukraine, Russia, France,
11 and Germany, as well as the Minsk Protocol, which
12 was agreed to on September 5, 2014.

13 (6) The Government of the Russian Federation
14 is—

15 (A) in violation of the Treaty between the
16 United States of America and the Union of So-
17 viet Socialist Republics on the Elimination of
18 their Intermediate-Range and Shorter-Range
19 Missiles, signed at Washington December 8,
20 1987, and entered into force June 1, 1988
21 (commonly known as the “INF Treaty”); and

22 (B) failing to meet its obligations under
23 the Treaty on Open Skies, done at Helsinki
24 March 24, 1992, and entered into force Janu-

1 ary 1, 2002 (commonly known as the “Open
2 Skies Treaty”).

3 **SEC. 252. SENSE OF CONGRESS.**

4 It is the sense of Congress that—

5 (1) the Government of the Russian Federation
6 bears responsibility for the continuing violence in
7 Eastern Ukraine, including the death on April 24,
8 2017, of Joseph Stone, a citizen of the United
9 States working as a monitor for the Organization for
10 Security and Co-operation in Europe;

11 (2) the President should call on the Govern-
12 ment of the Russian Federation—

13 (A) to withdraw all of its forces from the
14 territories of Georgia, Ukraine, and Moldova;

15 (B) to return control of the borders of
16 those territories to their respective govern-
17 ments; and

18 (C) to cease all efforts to undermine the
19 popularly elected governments of those coun-
20 tries;

21 (3) the Government of the Russian Federation
22 has applied, and continues to apply, to the countries
23 and peoples of Georgia and Ukraine, traditional uses
24 of force, intelligence operations, and influence cam-

1 paigns, which represent clear and present threats to
2 the countries of Europe and Eurasia;

3 (4) in response, the countries of Europe and
4 Eurasia should redouble efforts to build resilience
5 within their institutions, political systems, and civil
6 societies;

7 (5) the United States supports the institutions
8 that the Government of the Russian Federation
9 seeks to undermine, including the North Atlantic
10 Treaty Organization and the European Union;

11 (6) a strong North Atlantic Treaty Organiza-
12 tion is critical to maintaining peace and security in
13 Europe and Eurasia;

14 (7) the United States should continue to work
15 with the European Union as a partner against ag-
16 gression by the Government of the Russian Federa-
17 tion, coordinating aid programs, development assist-
18 ance, and other counter-Russian efforts;

19 (8) the United States should encourage the es-
20 tablishment of a commission for media freedom
21 within the Council of Europe, modeled on the Venice
22 Commission regarding rule of law issues, that would
23 be chartered to provide governments with expert rec-
24 ommendations on maintaining legal and regulatory
25 regimes supportive of free and independent media

1 and an informed citizenry able to distinguish be-
2 tween fact-based reporting, opinion, and
3 disinformation;

4 (9) in addition to working to strengthen the
5 North Atlantic Treaty Organization and the Euro-
6 pean Union, the United States should work with the
7 individual countries of Europe and Eurasia—

8 (A) to identify vulnerabilities to aggres-
9 sion, disinformation, corruption, and so-called
10 hybrid warfare by the Government of the Rus-
11 sian Federation;

12 (B) to establish strategic and technical
13 plans for addressing those vulnerabilities;

14 (C) to ensure that the financial systems of
15 those countries are not being used to shield il-
16 licit financial activity by officials of the Govern-
17 ment of the Russian Federation or individuals
18 in President Vladimir Putin's inner circle who
19 have been enriched through corruption;

20 (D) to investigate and prosecute cases of
21 corruption by Russian actors; and

22 (E) to work toward full compliance with
23 the Convention on Combating Bribery of For-
24 eign Public Officials in International Business
25 Transactions (commonly referred to as the

1 “Anti-Bribery Convention”) of the Organization
2 for Economic Co-operation and Development;
3 and

4 (10) the President of the United States should
5 use the authority of the President to impose sanc-
6 tions under—

7 (A) the Sergei Magnitsky Rule of Law Ac-
8 countability Act of 2012 (title IV of Public Law
9 112–208; 22 U.S.C. 5811 note); and

10 (B) the Global Magnitsky Human Rights
11 Accountability Act (subtitle F of title XII of
12 Public Law 114–328; 22 U.S.C. 2656 note).

13 **SEC. 253. STATEMENT OF POLICY.**

14 The United States, consistent with the principle of
15 *ex injuria jus non oritur*, supports the policy known as
16 the “Stimson Doctrine” and thus does not recognize terri-
17 torial changes effected by force, including the illegal inva-
18 sions and occupations of Abkhazia, South Ossetia, Crimea,
19 Eastern Ukraine, and Transnistria.

20 **SEC. 254. COORDINATING AID AND ASSISTANCE ACROSS**
21 **EUROPE AND EURASIA.**

22 (a) **AUTHORIZATION OF APPROPRIATIONS.**—There
23 are authorized to be appropriated for the Countering Rus-
24 sian Influence Fund \$250,000,000 for fiscal years 2018
25 and 2019.

1 (b) USE OF FUNDS.—Amounts in the Countering
2 Russian Influence Fund shall be used to effectively imple-
3 ment, prioritized in the following order and subject to the
4 availability of funds, the following goals:

5 (1) To assist in protecting critical infrastruc-
6 ture and electoral mechanisms from cyberattacks in
7 the following countries:

8 (A) Countries that are members of the
9 North Atlantic Treaty Organization or the Eu-
10 ropean Union that the Secretary of State deter-
11 mines—

12 (i) are vulnerable to influence by the
13 Russian Federation; and

14 (ii) lack the economic capability to ef-
15 fectively respond to aggression by the Rus-
16 sian Federation without the support of the
17 United States.

18 (B) Countries that are participating in the
19 enlargement process of the North Atlantic
20 Treaty Organization or the European Union,
21 including Albania, Bosnia and Herzegovina,
22 Georgia, Macedonia, Moldova, Kosovo, Serbia,
23 and Ukraine.

24 (2) To combat corruption, improve the rule of
25 law, and otherwise strengthen independent judi-

1 ciaries and prosecutors general offices in the coun-
2 tries described in paragraph (1).

3 (3) To respond to the humanitarian crises and
4 instability caused or aggravated by the invasions and
5 occupations of Georgia and Ukraine by the Russian
6 Federation.

7 (4) To improve participatory legislative proc-
8 esses and legal education, political transparency and
9 competition, and compliance with international obli-
10 gations in the countries described in paragraph (1).

11 (5) To build the capacity of civil society, media,
12 and other nongovernmental organizations countering
13 the influence and propaganda of the Russian Fed-
14 eration to combat corruption, prioritize access to
15 truthful information, and operate freely in all re-
16 gions in the countries described in paragraph (1).

17 (6) To assist the Secretary of State in exe-
18 cuting the functions specified in section 1287(b) of
19 the National Defense Authorization Act for Fiscal
20 Year 2017 (Public Law 114–328; 22 U.S.C. 2656
21 note) for the purposes of recognizing, understanding,
22 exposing, and countering propaganda and
23 disinformation efforts by foreign governments, in co-
24 ordination with the relevant regional Assistant Sec-

1 retary or Assistant Secretaries of the Department of
2 State.

3 (c) REVISION OF ACTIVITIES FOR WHICH AMOUNTS
4 MAY BE USED.—The Secretary of State may modify the
5 goals described in subsection (b) if, not later than 15 days
6 before revising such a goal, the Secretary notifies the ap-
7 propriate congressional committees of the revision.

8 (d) IMPLEMENTATION.—

9 (1) IN GENERAL.—The Secretary of State shall,
10 acting through the Coordinator of United States As-
11 sistance to Europe and Eurasia (authorized pursu-
12 ant to section 601 of the Support for East European
13 Democracy (SEED) Act of 1989 (22 U.S.C. 5461)
14 and section 102 of the Freedom for Russia and
15 Emerging Eurasian Democracies and Open Markets
16 Support Act of 1992 (22 U.S.C. 5812)), and in con-
17 sultation with the Administrator for the United
18 States Agency for International Development, the
19 Director of the Global Engagement Center of the
20 Department of State, the Secretary of Defense, the
21 Chairman of the Broadcasting Board of Governors,
22 and the heads of other relevant Federal agencies, co-
23 ordinate and carry out activities to achieve the goals
24 described in subsection (b).

1 (2) METHOD.—Activities to achieve the goals
2 described in subsection (b) shall be carried out
3 through—

4 (A) initiatives of the United States Gov-
5 ernment;

6 (B) Federal grant programs such as the
7 Information Access Fund; or

8 (C) nongovernmental or international orga-
9 nizations, such as the Organization for Security
10 and Co-operation in Europe, the National En-
11 dowment for Democracy, the Black Sea Trust,
12 the Balkan Trust for Democracy, the Prague
13 Civil Society Centre, the North Atlantic Treaty
14 Organization Strategic Communications Centre
15 of Excellence, the European Endowment for
16 Democracy, and related organizations.

17 (3) REPORT ON IMPLEMENTATION.—

18 (A) IN GENERAL.—Not later than April 1
19 of each year, the Secretary of State, acting
20 through the Coordinator of United States As-
21 sistance to Europe and Eurasia, shall submit to
22 the appropriate congressional committees a re-
23 port on the programs and activities carried out
24 to achieve the goals described in subsection (b)
25 during the preceding fiscal year.

1 (B) ELEMENTS.—Each report required by
2 subparagraph (A) shall include, with respect to
3 each program or activity described in that sub-
4 paragraph—

5 (i) the amount of funding for the pro-
6 gram or activity;

7 (ii) the goal described in subsection
8 (b) to which the program or activity re-
9 lates; and

10 (iii) an assessment of whether or not
11 the goal was met.

12 (e) COORDINATION WITH GLOBAL PARTNERS.—

13 (1) IN GENERAL.—In order to maximize cost
14 efficiency, eliminate duplication, and speed the
15 achievement of the goals described in subsection (b),
16 the Secretary of State shall ensure coordination
17 with—

18 (A) the European Union and its institu-
19 tions;

20 (B) the governments of countries that are
21 members of the North Atlantic Treaty Organi-
22 zation or the European Union; and

23 (C) international organizations and quasi-
24 governmental funding entities that carry out

1 programs and activities that seek to accomplish
2 the goals described in subsection (b).

3 (2) REPORT BY SECRETARY OF STATE.—Not
4 later than April 1 of each year, the Secretary of
5 State shall submit to the appropriate congressional
6 committees a report that includes—

7 (A) the amount of funding provided to
8 each country referred to in subsection (b) by—

9 (i) the European Union or its institu-
10 tions;

11 (ii) the government of each country
12 that is a member of the European Union
13 or the North Atlantic Treaty Organization;
14 and

15 (iii) international organizations and
16 quasi-governmental funding entities that
17 carry out programs and activities that seek
18 to accomplish the goals described in sub-
19 section (b); and

20 (B) an assessment of whether the funding
21 described in subparagraph (A) is commensurate
22 with funding provided by the United States for
23 those goals.

24 (f) RULE OF CONSTRUCTION.—Nothing in this sec-
25 tion shall be construed to apply to or limit United States

1 foreign assistance not provided using amounts available in
2 the Countering Russian Influence Fund.

3 (g) ENSURING ADEQUATE STAFFING FOR GOVERN-
4 ANCE ACTIVITIES.—In order to ensure that the United
5 States Government is properly focused on combating cor-
6 ruption, improving rule of law, and building the capacity
7 of civil society, media, and other nongovernmental organi-
8 zations in countries described in subsection (b)(1), the
9 Secretary of State shall establish a pilot program for For-
10 eign Service officer positions focused on governance and
11 anticorruption activities in such countries.

12 **SEC. 255. REPORT ON MEDIA ORGANIZATIONS CON-**
13 **TROLLED AND FUNDED BY THE GOVERN-**
14 **MENT OF THE RUSSIAN FEDERATION.**

15 (a) IN GENERAL.—Not later than 90 days after the
16 date of the enactment of this Act, and annually thereafter,
17 the President shall submit to the appropriate congres-
18 sional committees a report that includes a description of
19 media organizations that are controlled and funded by the
20 Government of the Russian Federation, and any affiliated
21 entities, whether operating within or outside the Russian
22 Federation, including broadcast and satellite-based tele-
23 vision, radio, Internet, and print media organizations.

1 (b) FORM OF REPORT.—The report required by sub-
2 section (a) shall be submitted in unclassified form but may
3 include a classified annex.

4 **SEC. 256. REPORT ON RUSSIAN FEDERATION INFLUENCE**
5 **ON ELECTIONS IN EUROPE AND EURASIA.**

6 (a) IN GENERAL.—Not later than 90 days after the
7 date of the enactment of this Act, and annually thereafter,
8 the President shall submit to the appropriate congres-
9 sional committees and leadership a report on funds pro-
10 vided by, or funds the use of which was directed by, the
11 Government of the Russian Federation or any Russian
12 person with the intention of influencing the outcome of
13 any election or campaign in any country in Europe or Eur-
14 asia during the preceding year, including through direct
15 support to any political party, candidate, lobbying cam-
16 paign, nongovernmental organization, or civic organiza-
17 tion.

18 (b) FORM OF REPORT.—Each report required by
19 subsection (a) shall be submitted in unclassified form but
20 may include a classified annex.

21 (c) DEFINITIONS.—In this section:

22 (1) APPROPRIATE CONGRESSIONAL COMMIT-
23 TEES AND LEADERSHIP.—The term “appropriate
24 congressional committees and leadership” means—

1 (A) the Committee on Foreign Relations,
2 the Committee on Banking, Housing, and
3 Urban Affairs, the Committee on Armed Serv-
4 ices, the Committee on Homeland Security and
5 Governmental Affairs, the Committee on Appro-
6 priations, the Select Committee on Intelligence,
7 and the majority and minority leaders of the
8 Senate; and

9 (B) the Committee on Foreign Affairs, the
10 Committee on Financial Services, the Com-
11 mittee on Armed Services, the Committee on
12 Homeland Security, the Committee on Appro-
13 priations, the Permanent Select Committee on
14 Intelligence, and the Speaker, the majority
15 leader, and the minority leader of the House of
16 Representatives.

17 (2) RUSSIAN PERSON.—The term “Russian per-
18 son” means—

19 (A) an individual who is a citizen or na-
20 tional of the Russian Federation; or

21 (B) an entity organized under the laws of
22 the Russian Federation or otherwise subject to
23 the jurisdiction of the Government of the Rus-
24 sian Federation.

1 **SEC. 257. UKRANIAN ENERGY SECURITY.**

2 (a) STATEMENT OF POLICY.—It is the policy of the
3 United States—

4 (1) to support the Government of Ukraine in
5 restoring its sovereign and territorial integrity;

6 (2) to condemn and oppose all of the desta-
7 bilizing efforts by the Government of the Russian
8 Federation in Ukraine in violation of its obligations
9 and international commitments;

10 (3) to never recognize the illegal annexation of
11 Crimea by the Government of the Russian Federa-
12 tion or the separation of any portion of Ukrainian
13 territory through the use of military force;

14 (4) to deter the Government of the Russian
15 Federation from further destabilizing and invading
16 Ukraine and other independent countries in Central
17 and Eastern Europe and the Caucasus;

18 (5) to assist in promoting reform in regulatory
19 oversight and operations in Ukraine’s energy sector,
20 including the establishment and empowerment of an
21 independent regulatory organization;

22 (6) to encourage and support fair competition,
23 market liberalization, and reliability in Ukraine’s en-
24 ergy sector;

25 (7) to help Ukraine and United States allies
26 and partners in Europe reduce their dependence on

1 Russian energy resources, especially natural gas,
2 which the Government of the Russian Federation
3 uses as a weapon to coerce, intimidate, and influence
4 other countries;

5 (8) to work with European Union member
6 states and European Union institutions to promote
7 energy security through developing diversified and
8 liberalized energy markets that provide diversified
9 sources, suppliers, and routes;

10 (9) to continue to oppose the NordStream 2
11 pipeline given its detrimental impacts on the Euro-
12 pean Union's energy security, gas market develop-
13 ment in Central and Eastern Europe, and energy re-
14 forms in Ukraine; and

15 (10) that the United States Government should
16 prioritize the export of United States energy re-
17 sources in order to create American jobs, help
18 United States allies and partners, and strengthen
19 United States foreign policy.

20 (b) PLAN TO PROMOTE ENERGY SECURITY IN
21 UKRAINE.—

22 (1) IN GENERAL.—The Secretary of State, in
23 coordination with the Administrator of the United
24 States Agency for International Development and
25 the Secretary of Energy, shall work with the Govern-

1 ment of Ukraine to develop a plan to increase energy
2 security in Ukraine, increase the amount of energy
3 produced in Ukraine, and reduce Ukraine's reliance
4 on energy imports from the Russian Federation.

5 (2) ELEMENTS.—The plan developed under
6 paragraph (1) shall include strategies for market lib-
7 eralization, effective regulation and oversight, supply
8 diversification, energy reliability, and energy effi-
9 ciency, such as through supporting—

10 (A) the promotion of advanced technology
11 and modern operating practices in Ukraine's oil
12 and gas sector;

13 (B) modern geophysical and meteorological
14 survey work as needed followed by international
15 tenders to help attract qualified investment into
16 exploration and development of areas with un-
17 tapped resources in Ukraine;

18 (C) a broadening of Ukraine's electric
19 power transmission interconnection with Eu-
20 rope;

21 (D) the strengthening of Ukraine's capa-
22 bility to maintain electric power grid stability
23 and reliability;

1 (E) independent regulatory oversight and
2 operations of Ukraine’s gas market and elec-
3 tricity sector;

4 (F) the implementation of primary gas law
5 including pricing, tariff structure, and legal reg-
6 ulatory implementation;

7 (G) privatization of government owned en-
8 ergy companies through credible legal frame-
9 works and a transparent process compliant with
10 international best practices;

11 (H) procurement and transport of emer-
12 gency fuel supplies, including reverse pipeline
13 flows from Europe;

14 (I) provision of technical assistance for cri-
15 sis planning, crisis response, and public out-
16 reach;

17 (J) repair of infrastructure to enable the
18 transport of fuel supplies;

19 (K) repair of power generating or power
20 transmission equipment or facilities; and

21 (L) improved building energy efficiency
22 and other measures designed to reduce energy
23 demand in Ukraine.

24 (3) REPORTS.—

1 (A) IMPLEMENTATION OF UKRAINE FREE-
2 DOM SUPPORT ACT OF 2014 PROVISIONS.—Not
3 later than 180 days after the date of the enact-
4 ment of this Act, the Secretary of State shall
5 submit to the appropriate congressional com-
6 mittees a report detailing the status of imple-
7 menting the provisions required under section
8 7(c) of the Ukraine Freedom Support Act of
9 2014 (22 U.S.C. 8926(c)), including detailing
10 the plans required under that section, the level
11 of funding that has been allocated to and ex-
12 pended for the strategies set forth under that
13 section, and progress that has been made in im-
14 plementing the strategies developed pursuant to
15 that section.

16 (B) IN GENERAL.—Not later than 180
17 days after the date of the enactment of this
18 Act, and every 180 days thereafter, the Sec-
19 retary of State shall submit to the appropriate
20 congressional committees a report detailing the
21 plan developed under paragraph (1), the level of
22 funding that has been allocated to and ex-
23 pended for the strategies set forth in paragraph
24 (2), and progress that has been made in imple-
25 menting the strategies.

1 (C) BRIEFINGS.—The Secretary of State,
2 or a designee of the Secretary, shall brief the
3 appropriate congressional committees not later
4 than 30 days after the submission of each re-
5 port under subparagraph (B). In addition, the
6 Department of State shall make relevant offi-
7 cials available upon request to brief the appro-
8 priate congressional committees on all available
9 information that relates directly or indirectly to
10 Ukraine or energy security in Eastern Europe.

11 (D) APPROPRIATE CONGRESSIONAL COM-
12 MITTEES DEFINED.—In this paragraph, the
13 term “appropriate congressional committees”
14 means—

15 (i) the Committee on Foreign Rela-
16 tions and the Committee on Appropriations
17 of the Senate; and

18 (ii) the Committee on Foreign Affairs
19 and the Committee on Appropriations of
20 the House of Representatives.

21 (c) SUPPORTING EFFORTS OF COUNTRIES IN EU-
22 ROPE AND EURASIA TO DECREASE THEIR DEPENDENCE
23 ON RUSSIAN SOURCES OF ENERGY.—

24 (1) FINDINGS.—Congress makes the following
25 findings:

1 (A) The Government of the Russian Fed-
2 eration uses its strong position in the energy
3 sector as leverage to manipulate the internal
4 politics and foreign relations of the countries of
5 Europe and Eurasia.

6 (B) This influence is based not only on the
7 Russian Federation's oil and natural gas re-
8 sources, but also on its state-owned nuclear
9 power and electricity companies.

10 (2) SENSE OF CONGRESS.—It is the sense of
11 Congress that—

12 (A) the United States should assist the ef-
13 forts of the countries of Europe and Eurasia to
14 enhance their energy security through diver-
15 sification of energy supplies in order to lessen
16 dependencies on Russian Federation energy re-
17 sources and state-owned entities; and

18 (B) the Export-Import Bank of the United
19 States and the Overseas Private Investment
20 Corporation should play key roles in supporting
21 critical energy projects that contribute to that
22 goal.

23 (3) USE OF COUNTERING RUSSIAN INFLUENCE
24 FUND TO PROVIDE TECHNICAL ASSISTANCE.—
25 Amounts in the Countering Russian Influence Fund

1 pursuant to section 254 shall be used to provide
2 technical advice to countries described in subsection
3 (b)(1) of such section designed to enhance energy se-
4 curity and lessen dependence on energy from Rus-
5 sian Federation sources.

6 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
7 authorized to be appropriated for the Department of State
8 a total of \$30,000,000 for fiscal years 2018 and 2019 to
9 carry out the strategies set forth in subsection (b)(2) and
10 other activities under this section related to the promotion
11 of energy security in Ukraine.

12 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
13 tion shall be construed as affecting the responsibilities re-
14 quired and authorities provided under section 7 of the
15 Ukraine Freedom Support Act of 2014 (22 U.S.C. 8926).

16 **SEC. 258. TERMINATION.**

17 The provisions of this subtitle shall terminate on the
18 date that is 5 years after the date of the enactment of
19 this Act.

20 **SEC. 259. APPROPRIATE CONGRESSIONAL COMMITTEES**
21 **DEFINED.**

22 Except as otherwise provided, in this subtitle, the
23 term “appropriate congressional committees” means—

24 (1) the Committee on Foreign Relations, the
25 Committee on Banking, Housing, and Urban Af-

1 fairs, the Committee on Armed Services, the Com-
 2 mittee on Homeland Security and Governmental Af-
 3 fairs, the Committee on Appropriations, and the Se-
 4 lect Committee on Intelligence of the Senate; and

5 (2) the Committee on Foreign Affairs, the
 6 Committee on Financial Services, the Committee on
 7 Armed Services, the Committee on Homeland Secu-
 8 rity, the Committee on Appropriations, and the Per-
 9 manent Select Committee on Intelligence of the
 10 House of Representatives.

11 **Subtitle C—Combating Terrorism** 12 **and Illicit Financing**

13 **PART 1—NATIONAL STRATEGY FOR COMBATING** 14 **TERRORIST AND OTHER ILLICIT FINANCING**

15 **SEC. 261. DEVELOPMENT OF NATIONAL STRATEGY.**

16 (a) IN GENERAL.—The President, acting through the
 17 Secretary, shall, in consultation with the Attorney Gen-
 18 eral, the Secretary of State, the Secretary of Homeland
 19 Security, the Director of National Intelligence, the Direc-
 20 tor of the Office of Management and Budget, and the ap-
 21 propriate Federal banking agencies and Federal functional
 22 regulators, develop a national strategy for combating the
 23 financing of terrorism and related forms of illicit finance.

24 (b) TRANSMITTAL TO CONGRESS.—

1 (1) IN GENERAL.—Not later than one year
2 after the date of the enactment of this Act, the
3 President shall submit to the appropriate congressional
4 committees a comprehensive national strategy
5 developed in accordance with subsection (a).

6 (2) UPDATES.—Not later than January 31,
7 2020, and January 31, 2022, the President shall
8 submit to the appropriate congressional committees
9 updated versions of the national strategy submitted
10 under paragraph (1).

11 (c) SEPARATE PRESENTATION OF CLASSIFIED MATERIAL.—Any part of the national strategy that involves
12 information that is properly classified under criteria established by the President shall be submitted to Congress separately in a classified annex and, if requested by the chairman or ranking member of one of the appropriate congressional committees, as a briefing at an appropriate level
13 of security.

19 **SEC. 262. CONTENTS OF NATIONAL STRATEGY.**

20 The strategy described in section 261 shall contain
21 the following:

22 (1) EVALUATION OF EXISTING EFFORTS.—An
23 assessment of the effectiveness of and ways in which
24 the United States is currently addressing the highest
25 levels of risk of various forms of illicit finance, in-

1 cluding those identified in the documents entitled
2 “2015 National Money Laundering Risk Assess-
3 ment” and “2015 National Terrorist Financing Risk
4 Assessment”, published by the Department of the
5 Treasury and a description of how the strategy is in-
6 tegrated into, and supports, the broader counter ter-
7 rorism strategy of the United States.

8 (2) GOALS, OBJECTIVES, AND PRIORITIES.—A
9 comprehensive, research-based, long-range, quantifi-
10 able discussion of goals, objectives, and priorities for
11 disrupting and preventing illicit finance activities
12 within and transiting the financial system of the
13 United States that outlines priorities to reduce the
14 incidence, dollar value, and effects of illicit finance.

15 (3) THREATS.—An identification of the most
16 significant illicit finance threats to the financial sys-
17 tem of the United States.

18 (4) REVIEWS AND PROPOSED CHANGES.—Re-
19 views of enforcement efforts, relevant regulations
20 and relevant provisions of law and, if appropriate,
21 discussions of proposed changes determined to be
22 appropriate to ensure that the United States pur-
23 sues coordinated and effective efforts at all levels of
24 government, and with international partners of the
25 United States, in the fight against illicit finance.

1 (5) DETECTION AND PROSECUTION INITIA-
2 TIVES.—A description of efforts to improve, as nec-
3 essary, detection and prosecution of illicit finance,
4 including efforts to ensure that—

5 (A) subject to legal restrictions, all appro-
6 priate data collected by the Federal Govern-
7 ment that is relevant to the efforts described in
8 this section be available in a timely fashion to—

9 (i) all appropriate Federal depart-
10 ments and agencies; and

11 (ii) as appropriate and consistent with
12 section 314 of the International Money
13 Laundering Abatement and Financial
14 Anti-Terrorism Act of 2001 (31 U.S.C.
15 5311 note), to financial institutions to as-
16 sist the financial institutions in efforts to
17 comply with laws aimed at curbing illicit fi-
18 nance; and

19 (B) appropriate efforts are undertaken to
20 ensure that Federal departments and agencies
21 charged with reducing and preventing illicit fi-
22 nance make thorough use of publicly available
23 data in furtherance of this effort.

24 (6) THE ROLE OF THE PRIVATE FINANCIAL
25 SECTOR IN PREVENTION OF ILLICIT FINANCE.—A

1 discussion of ways to enhance partnerships between
2 the private financial sector and Federal departments
3 and agencies with regard to the prevention and de-
4 tection of illicit finance, including—

5 (A) efforts to facilitate compliance with
6 laws aimed at stopping such illicit finance while
7 maintaining the effectiveness of such efforts;
8 and

9 (B) providing guidance to strengthen inter-
10 nal controls and to adopt on an industry-wide
11 basis more effective policies.

12 (7) ENHANCEMENT OF INTERGOVERNMENTAL
13 COOPERATION.—A discussion of ways to combat il-
14 licit finance by enhancing—

15 (A) cooperative efforts between and among
16 Federal, State, and local officials, including
17 State regulators, State and local prosecutors,
18 and other law enforcement officials; and

19 (B) cooperative efforts with and between
20 governments of countries and with and between
21 multinational institutions with expertise in
22 fighting illicit finance, including the Financial
23 Action Task Force and the Egmont Group of
24 Financial Intelligence Units.

1 (8) TREND ANALYSIS OF EMERGING ILLICIT FI-
2 NANCE THREATS.—A discussion of and data regard-
3 ing trends in illicit finance, including evolving forms
4 of value transfer such as so-called cryptocurrencies,
5 other methods that are computer, telecommuni-
6 cations, or Internet-based, cyber crime, or any other
7 threats that the Secretary may choose to identify.

8 (9) BUDGET PRIORITIES.—A multiyear budget
9 plan that identifies sufficient resources needed to
10 successfully execute the full range of missions called
11 for in this section.

12 (10) TECHNOLOGY ENHANCEMENTS.—An anal-
13 ysis of current and developing ways to leverage tech-
14 nology to improve the effectiveness of efforts to stop
15 the financing of terrorism and other forms of illicit
16 finance, including better integration of open-source
17 data.

18 **PART 2—ENHANCING ANTITERRORISM TOOLS OF**
19 **THE DEPARTMENT OF THE TREASURY**
20 **SEC. 271. IMPROVING ANTITERROR FINANCE MONITORING**
21 **OF FUNDS TRANSFERS.**

22 (a) STUDY.—

23 (1) IN GENERAL.—To improve the ability of the
24 Department of the Treasury to better track cross-
25 border fund transfers and identify potential financ-

1 ing of terrorist or other forms of illicit finance, the
2 Secretary shall carry out a study to assess—

3 (A) the potential efficacy of requiring
4 banking regulators to establish a pilot program
5 to provide technical assistance to depository in-
6 stitutions and credit unions that wish to provide
7 account services to money services businesses
8 serving individuals in Somalia;

9 (B) whether such a pilot program could be
10 a model for improving the ability of United
11 States persons to make legitimate funds trans-
12 fers through transparent and easily monitored
13 channels while preserving strict compliance with
14 the Bank Secrecy Act (Public Law 91–508; 84
15 Stat. 1114) and related controls aimed at stop-
16 ping money laundering and the financing of ter-
17 rorism; and

18 (C) consistent with current legal require-
19 ments regarding confidential supervisory infor-
20 mation, the potential impact of allowing money
21 services businesses to share certain State exam-
22 ination information with depository institutions
23 and credit unions, or whether another appro-
24 priate mechanism could be identified to allow a
25 similar exchange of information to give the de-

1 pository institutions and credit unions a better
2 understanding of whether an individual money
3 services business is adequately meeting its anti-
4 money laundering and counter-terror financing
5 obligations to combat money laundering, the fi-
6 nancing of terror, or related illicit finance.

7 (2) PUBLIC INPUT.—The Secretary should so-
8 licit and consider public input as appropriate in de-
9 veloping the study required under subsection (a).

10 (b) REPORT.—Not later than 270 days after the date
11 of the enactment of this Act, the Secretary shall submit
12 to the Committee on Banking, Housing, and Urban Af-
13 fairs and the Committee on Foreign Relations of the Sen-
14 ate and the Committee on Financial Services and the
15 Committee on Foreign Affairs of the House of Representa-
16 tives a report that contains all findings and determina-
17 tions made in carrying out the study required under sub-
18 section (a).

19 **SEC. 272. SENSE OF CONGRESS ON INTERNATIONAL CO-**
20 **OPERATION REGARDING TERRORIST FINANC-**
21 **ING INTELLIGENCE.**

22 It is the sense of Congress that the Secretary, acting
23 through the Under Secretary for Terrorism and Financial
24 Crimes, should intensify work with foreign partners to
25 help the foreign partners develop intelligence analytic ca-

1 pacities, in a financial intelligence unit, finance ministry,
2 or other appropriate agency, that are—

3 (1) commensurate to the threats faced by the
4 foreign partner; and

5 (2) designed to better integrate intelligence ef-
6 forts with the anti-money laundering and counter-
7 terrorist financing regimes of the foreign partner.

8 **SEC. 273. EXAMINING THE COUNTER-TERROR FINANCING**
9 **ROLE OF THE DEPARTMENT OF THE TREAS-**
10 **URY IN EMBASSIES.**

11 Not later than 180 days after the date of the enact-
12 ment of this Act, the Secretary shall submit to the Com-
13 mittee on Banking, Housing, and Urban Affairs and the
14 Committee on Foreign Relations of the Senate and the
15 Committee on Financial Services and the Committee on
16 Foreign Affairs of the House of Representatives a report
17 that contains—

18 (1) a list of the United States embassies in
19 which a full-time Department of the Treasury finan-
20 cial attaché is stationed and a description of how the
21 interests of the Department of the Treasury relating
22 to terrorist financing and money laundering are ad-
23 dressed (via regional attachés or otherwise) at
24 United States embassies where no such attachés are
25 present;

1 (2) a list of the United States embassies at
2 which the Department of the Treasury has assigned
3 a technical assistance advisor from the Office of
4 Technical Assistance of the Department of the
5 Treasury;

6 (3) an overview of how Department of the
7 Treasury financial attachés and technical assistance
8 advisors assist in efforts to counter illicit finance, to
9 include money laundering, terrorist financing, and
10 proliferation financing; and

11 (4) an overview of patterns, trends, or other
12 issues identified by the Department of the Treasury
13 and whether resources are sufficient to address these
14 issues.

15 **SEC. 274. INCLUSION OF SECRETARY OF THE TREASURY ON**
16 **THE NATIONAL SECURITY COUNCIL.**

17 (a) IN GENERAL.—Section 101(c)(1) of the National
18 Security Act of 1947 (50 U.S.C. 3021(c)(1)) is amended
19 by inserting “the Secretary of the Treasury,” before “and
20 such other officers”.

21 (b) RULE OF CONSTRUCTION.—The amendment
22 made by subsection (a) may not be construed to authorize
23 the National Security Council to have a professional staff
24 level that exceeds the limitation set forth under section

1 101(e)(3) of the National Security Act of 1947 (50 U.S.C.
2 3021(e)(3)).

3 **SEC. 275. INCLUSION OF ALL FUNDS.**

4 (a) IN GENERAL.—Section 5326 of title 31, United
5 States Code, is amended—

6 (1) in the heading of such section, by striking
7 “coin and currency”;

8 (2) in subsection (a)—

9 (A) by striking “subtitle and” and insert-
10 ing “subtitle or to”; and

11 (B) in paragraph (1)(A), by striking
12 “United States coins or currency (or such other
13 monetary instruments as the Secretary may de-
14 scribe in such order)” and inserting “funds (as
15 the Secretary may describe in such order),”;
16 and

17 (3) in subsection (b)—

18 (A) in paragraph (1)(A), by striking “coins
19 or currency (or monetary instruments)” and in-
20 serting “funds”; and

21 (B) in paragraph (2), by striking “coins or
22 currency (or such other monetary instruments
23 as the Secretary may describe in the regulation
24 or order)” and inserting “funds (as the Sec-

1 retary may describe in the regulation or
2 order)”.
3

4 (b) CLERICAL AMENDMENT.—The table of contents
5 for chapter 53 of title 31, United States Code, is amended
6 in the item relating to section 5326 by striking “coin and
7 currency”.

8 **PART 3—DEFINITIONS**

9 **SEC. 281. DEFINITIONS.**

10 In this subtitle—

11 (1) the term “appropriate congressional com-
12 mittees” means—

13 (A) the Committee on Banking, Housing,
14 and Urban Affairs, the Committee on Foreign
15 Relations, Committee on Armed Services, Com-
16 mittee on the Judiciary, Committee on Home-
17 land Security and Governmental Affairs, and
18 the Select Committee on Intelligence of the
Senate; and

19 (B) the Committee on Financial Services,
20 the Committee on Foreign Affairs, the Com-
21 mittee on Armed Services, the Committee on
22 the Judiciary, Committee on Homeland Secu-
23 rity, and the Permanent Select Committee on
24 Intelligence of the House of Representatives;

1 (2) the term “appropriate Federal banking
2 agencies” has the meaning given the term in section
3 3 of the Federal Deposit Insurance Act (12 U.S.C.
4 1813);

5 (3) the term “Bank Secrecy Act” means—

6 (A) section 21 of the Federal Deposit In-
7 surance Act (12 U.S.C. 1829b);

8 (B) chapter 2 of title I of Public Law 91–
9 508 (12 U.S.C. 1951 et seq.); and

10 (C) subchapter II of chapter 53 of title 31,
11 United States Code;

12 (4) the term “Federal functional regulator” has
13 the meaning given that term in section 509 of the
14 Gramm-Leach-Bliley Act (15 U.S.C. 6809);

15 (5) the term “illicit finance” means the financ-
16 ing of terrorism, narcotics trafficking, or prolifera-
17 tion, money laundering, or other forms of illicit fi-
18 nancing domestically or internationally, as defined
19 by the President;

20 (6) the term “money services business” has the
21 meaning given the term under section 1010.100 of
22 title 31, Code of Federal Regulations;

23 (7) the term “Secretary” means the Secretary
24 of the Treasury; and

1 (8) the term “State” means each of the several
2 States, the District of Columbia, and each territory
3 or possession of the United States.

4 **Subtitle D—Rule of Construction**

5 **SEC. 291. RULE OF CONSTRUCTION.**

6 Nothing in this title or the amendments made by this
7 title (other than sections 216 and 236(b)) shall be con-
8 strued to limit the authority of the President under the
9 International Emergency Economic Powers Act (50
10 U.S.C. 1701 et seq.).

11 **SEC. 292. SENSE OF CONGRESS ON THE STRATEGIC IMPOR-** 12 **TANCE OF ARTICLE 5 OF THE NORTH ATLAN-** 13 **TIC TREATY.**

14 (a) FINDINGS.—Congress makes the following find-
15 ings:

16 (1) The principle of collective defense of the
17 North Atlantic Treaty Organization (NATO) is im-
18 mortalized in Article 5 of the North Atlantic Treaty
19 in which members pledge that “an armed attack
20 against one or more of them in Europe or North
21 America shall be considered an attack against them
22 all”.

23 (2) For almost 7 decades, the principle of col-
24 lective defense has effectively served as a strategic
25 deterrent for the member nations of the North At-

1 lantic Treaty Organization and provided stability
2 throughout the world, strengthening the security of
3 the United States and all 28 other member nations.

4 (3) Following the September 11, 2001, terrorist
5 attacks in New York, Washington, and Pennsyl-
6 vania, the Alliance agreed to invoke Article 5 for the
7 first time, affirming its commitment to collective de-
8 fense.

9 (4) Countries that are members of the North
10 Atlantic Treaty Organization have made historic
11 contributions and sacrifices while combating ter-
12 rorism in Afghanistan through the International Se-
13 curity Assistance Force and the Resolute Support
14 Mission.

15 (5) The recent attacks in the United Kingdom
16 underscore the importance of an international alli-
17 ance to combat hostile nation states and terrorist
18 groups.

19 (6) At the 2014 NATO summit in Wales, the
20 member countries of the North Atlantic Treaty Or-
21 ganization decided that all countries that are mem-
22 bers of NATO would spend an amount equal to 2
23 percent of their gross domestic product on defense
24 by 2024.

1 (7) Collective defense unites the 29 members of
2 the North Atlantic Treaty Organization, each com-
3 mitting to protecting and supporting one another
4 from external adversaries, which bolsters the North
5 Atlantic Alliance.

6 (b) SENSE OF CONGRESS.—It is the sense of Con-
7 gress—

8 (1) to express the vital importance of Article 5
9 of the North Atlantic Treaty, the charter of the
10 North Atlantic Treaty Organization, as it continues
11 to serve as a critical deterrent to potential hostile
12 nations and terrorist organizations;

13 (2) to remember the first and only invocation of
14 Article 5 by the North Atlantic Treaty Organization
15 in support of the United States after the terrorist
16 attacks of September 11, 2001;

17 (3) to affirm that the United States remains
18 fully committed to the North Atlantic Treaty Orga-
19 nization and will honor its obligations enshrined in
20 Article 5; and

21 (4) to condemn any threat to the sovereignty,
22 territorial integrity, freedom, or democracy of any
23 country that is a member of the North Atlantic
24 Treaty Organization.

1 **TITLE III—SANCTIONS WITH**
2 **RESPECT TO NORTH KOREA**

3 **SEC. 301. SHORT TITLE.**

4 This title may be cited as the “Korean Interdiction
5 and Modernization of Sanctions Act”.

6 **SEC. 302. DEFINITIONS.**

7 (a) AMENDMENTS TO DEFINITIONS IN THE NORTH
8 KOREA SANCTIONS AND POLICY ENHANCEMENT ACT OF
9 2016.—

10 (1) APPLICABLE EXECUTIVE ORDER.—Section
11 3(1)(A) of the North Korea Sanctions and Policy
12 Enhancement Act of 2016 (22 U.S.C. 9202(1)(A))
13 is amended—

14 (A) by striking “or Executive Order
15 13694” and inserting “Executive Order No.
16 13694”; and

17 (B) by inserting “or Executive Order No.
18 13722 (50 U.S.C. 1701 note; relating to block-
19 ing the property of the Government of North
20 Korea and the Workers’ Party of Korea, and
21 Prohibiting Certain Transactions With Respect
22 to North Korea),” before “to the extent”.

23 (2) APPLICABLE UNITED NATIONS SECURITY
24 COUNCIL RESOLUTION.—Section 3(2)(A) of the
25 North Korea Sanctions and Policy Enhancement Act

1 of 2016 (22 U.S.C. 9202(2)(A)) is amended by
2 striking “or 2094 (2013)” and inserting “2094
3 (2013), 2270 (2016), or 2321 (2016)”.

4 (3) FOREIGN PERSON.—Section 3 of the North
5 Korea Sanctions and Policy Enhancement Act of
6 2016 (22 U.S.C. 9202) is amended—

7 (A) by redesignating paragraphs (5)
8 through (14) as paragraphs (6) through (15),
9 respectively; and

10 (B) by inserting after paragraph (4) the
11 following new paragraph:

12 “(5) FOREIGN PERSON.—The term ‘foreign per-
13 son’ means—

14 “(A) an individual who is not a United
15 States citizen or an alien lawfully admitted for
16 permanent residence to the United States; or

17 “(B) an entity that is not a United States
18 person.”.

19 (4) LUXURY GOODS.—Paragraph (9) of section
20 3 of the North Korea Sanctions and Policy En-
21 hancement Act of 2016 (22 U.S.C. 9202), as reded-
22 igned by paragraph (3) of this subsection, is
23 amended—

24 (A) in subparagraph (A), by striking
25 “and” at the end;

1 (B) in subparagraph (B), by striking the
2 period at the end and inserting “; and”; and

3 (C) by adding at the end the following new
4 subparagraph:

5 “(C) also includes any items so designated
6 under an applicable United Nations Security
7 Council resolution.”.

8 (5) NORTH KOREAN PERSON.—Section 3 of the
9 North Korea Sanctions and Policy Enhancement Act
10 of 2016 (22 U.S.C. 9202), as amended by para-
11 graph (3) of this subsection, is further amended—

12 (A) by redesignating paragraphs (13)
13 through (15) as paragraphs (14) through (16),
14 respectively; and

15 (B) by inserting after paragraph (12) the
16 following new paragraph:

17 “(13) NORTH KOREAN PERSON.—The term
18 ‘North Korean person’ means—

19 “(A) a North Korean citizen or national;
20 or

21 “(B) an entity owned or controlled by the
22 Government of North Korea or by a North Ko-
23 rean citizen or national.”.

24 (b) DEFINITIONS FOR PURPOSES OF THIS ACT.—In
25 this title:

1 (1) APPLICABLE UNITED NATIONS SECURITY
2 COUNCIL RESOLUTION; LUXURY GOODS.—The terms
3 “applicable United Nations Security Council resolu-
4 tion” and “luxury goods” have the meanings given
5 those terms, respectively, in section 3 of the North
6 Korea Sanctions and Policy Enhancement Act of
7 2016 (22 U.S.C. 9202), as amended by subsection
8 (a).

9 (2) APPROPRIATE CONGRESSIONAL COMMIT-
10 TEES; GOVERNMENT OF NORTH KOREA; UNITED
11 STATES PERSON.—The terms “appropriate congres-
12 sional committees”, “Government of North Korea”,
13 and “United States person” have the meanings
14 given those terms, respectively, in section 3 of the
15 North Korea Sanctions and Policy Enhancement Act
16 of 2016 (22 U.S.C. 9202).

17 (3) FOREIGN PERSON; NORTH KOREAN PER-
18 SON.—The terms “foreign person” and “North Ko-
19 rean person” have the meanings given those terms,
20 respectively, in paragraph (5) and paragraph (13) of
21 section 3 of the North Korea Sanctions and Policy
22 Enhancement Act of 2016 (22 U.S.C. 9202(5) and
23 9202(13)), as added by subsection (a).

24 (4) PROHIBITED WEAPONS PROGRAM.—The
25 term “prohibited weapons program” means—

(A) any program related to the development of nuclear, chemical, or biological weapons, and their means of delivery, including ballistic missiles; and

(B) any program to develop related materials with respect to a program described in subparagraph (A).

**Subtitle A—Sanctions to Enforce
and Implement United Nations
Security Council Sanctions
Against North Korea**

SEC. 311. MODIFICATION AND EXPANSION OF REQUIREMENTS FOR THE DESIGNATION OF PERSONS.

(a) **EXPANSION OF MANDATORY DESIGNATIONS.—**

Section 104(a) of the North Korea Sanctions and Policy Enhancement Act of 2016 (22 U.S.C. 9214(a)) is amended—

(1) in paragraph (9), by striking “; or” and inserting “or any defense article or defense service (as such terms are defined in section 47 of the Arms Export Control Act (22 U.S.C. 2794));”;

(2) by redesignating paragraph (10) as paragraph (15);

(3) by inserting after paragraph (9) the following new paragraphs:

1 “(10) knowingly, directly or indirectly, pur-
2 chases or otherwise acquires from North Korea any
3 significant amounts of gold, titanium ore, vanadium
4 ore, copper, silver, nickel, zinc, or rare earth min-
5 erals;

6 “(11) knowingly, directly or indirectly, sells or
7 transfers to North Korea any significant amounts of
8 rocket, aviation, or jet fuel (except for use by a civil-
9 ian passenger aircraft outside North Korea, exclu-
10 sively for consumption during its flight to North
11 Korea or its return flight);

12 “(12) knowingly, directly or indirectly, provides
13 significant amounts of fuel or supplies, provides bun-
14 kering services, or facilitates a significant trans-
15 action or transactions to operate or maintain, a ves-
16 sel or aircraft that is designated under an applicable
17 Executive order or an applicable United Nations Se-
18 curity Council resolution, or that is owned or con-
19 trolled by a person designated under an applicable
20 Executive order or applicable United Nations Secu-
21 rity Council resolution;

22 “(13) knowingly, directly or indirectly, insures,
23 registers, facilitates the registration of, or maintains
24 insurance or a registration for, a vessel owned or
25 controlled by the Government of North Korea, ex-

cept as specifically approved by the United Nations Security Council;

“(14) knowingly, directly or indirectly, maintains a correspondent account (as defined in section 201A(d)(1)) with any North Korean financial institution, except as specifically approved by the United Nations Security Council; or”; and

(4) in paragraph (15), as so redesignated, by striking “(9)” and inserting “(14)”.

(b) EXPANSION OF ADDITIONAL DISCRETIONARY DESIGNATIONS.—

(1) IN GENERAL.—Section 104(b)(1) of the North Korea Sanctions and Policy Enhancement Act of 2016 (22 U.S.C. 9214(b)(1)) is amended—

(A) in subparagraph (A), by striking “pursuant to an applicable United Nations Security Council resolution;” and inserting the following: “pursuant to—

“(i) an applicable United Nations Security Council resolution;

“(ii) any regulation promulgated under section 404; or

“(iii) any applicable Executive order;”;

1 (B) in subparagraph (B)(iii), by striking
2 “or” at the end;

3 (C) in subparagraph (C), by striking the
4 period at the end and inserting a semicolon;
5 and

6 (D) by adding at the end the following new
7 subparagraphs:

8 “(D) knowingly, directly or indirectly, pur-
9 chased or otherwise acquired from the Govern-
10 ment of North Korea significant quantities of
11 coal, iron, or iron ore, in excess of the limita-
12 tions provided in applicable United Nations Se-
13 curity Council resolutions;

14 “(E) knowingly, directly or indirectly, pur-
15 chased or otherwise acquired significant types
16 or amounts of textiles from the Government of
17 North Korea;

18 “(F) knowingly facilitated a significant
19 transfer of funds or property of the Govern-
20 ment of North Korea that materially contrib-
21 utes to any violation of an applicable United
22 National Security Council resolution;

23 “(G) knowingly, directly or indirectly, fa-
24 cilitated a significant transfer to or from the
25 Government of North Korea of bulk cash, pre-

1 cious metals, gemstones, or other stores of
2 value not described under subsection (a)(10);

3 “(H) knowingly, directly or indirectly, sold,
4 transferred, or otherwise provided significant
5 amounts of crude oil, condensates, refined pe-
6 troleum, other types of petroleum or petroleum
7 byproducts, liquified natural gas, or other nat-
8 ural gas resources to the Government of North
9 Korea (except for heavy fuel oil, gasoline, or
10 diesel fuel for humanitarian use or as excepted
11 under subsection (a)(11));

12 “(I) knowingly, directly or indirectly, en-
13 gaged in, facilitated, or was responsible for the
14 online commercial activities of the Government
15 of North Korea, including online gambling;

16 “(J) knowingly, directly or indirectly, pur-
17 chased or otherwise acquired fishing rights
18 from the Government of North Korea;

19 “(K) knowingly, directly or indirectly, pur-
20 chased or otherwise acquired significant types
21 or amounts of food or agricultural products
22 from the Government of North Korea;

23 “(L) knowingly, directly or indirectly, en-
24 gaged in, facilitated, or was responsible for the
25 exportation of workers from North Korea in a

1 manner intended to generate significant rev-
2 enue, directly or indirectly, for use by the Gov-
3 ernment of North Korea or by the Workers'
4 Party of Korea;

5 “(M) knowingly conducted a significant
6 transaction or transactions in North Korea’s
7 transportation, mining, energy, or financial
8 services industries; or

9 “(N) except as specifically approved by the
10 United Nations Security Council, and other
11 than through a correspondent account as de-
12 scribed in subsection (a)(14), knowingly facili-
13 tated the operation of any branch, subsidiary,
14 or office of a North Korean financial institu-
15 tion.”.

16 (2) EFFECTIVE DATE.—The amendments made
17 by paragraph (1) take effect on the date of the en-
18 actment of this Act and apply with respect to con-
19 duct described in subparagraphs (D) through (N) of
20 section 104(b)(1) of the North Korea Sanctions and
21 Policy Enhancement Act of 2016, as added by para-
22 graph (1), engaged in on or after such date of enact-
23 ment.

24 (c) MANDATORY AND DISCRETIONARY ASSET
25 BLOCKING.—Section 104(c) of the North Korea Sanctions

1 and Policy Enhancement Act of 2016 (22 U.S.C. 9214(c))
2 is amended—

3 (1) by striking “of a designated person” and in-
4 serting “of a person designated under subsection
5 (a)”;

6 (2) by striking “The President” and inserting
7 the following:

8 “(1) MANDATORY ASSET BLOCKING.—The
9 President”; and

10 (3) by adding at the end the following new
11 paragraph:

12 “(2) DISCRETIONARY ASSET BLOCKING.—The
13 President may also exercise such powers, in the
14 same manner and to the same extent described in
15 paragraph (1), with respect to a person designated
16 under subsection (b).”.

17 (d) DESIGNATION OF ADDITIONAL PERSONS.—

18 (1) IN GENERAL.—Not later than 180 days
19 after the date of the enactment of this Act, the
20 President shall submit to the appropriate congres-
21 sional committees a report including a determination
22 as to whether reasonable grounds exist, and an ex-
23 planation of the reasons for any determination that
24 such grounds do not exist, to designate, pursuant to
25 section 104 of the North Korea Sanctions and Policy

1 Enhancement Act of 2016 (22 U.S.C. 9214), as
2 amended by this section, each of the following:

3 (A) The Korea Shipowners' Protection and
4 Indemnity Association, a North Korean insur-
5 ance company, with respect to facilitating im-
6 ports, exports, and reexports of arms and re-
7 lated materiel to and from North Korea, or for
8 other activities prohibited by such section 104.

9 (B) Chinpo Shipping Company (Private)
10 Limited, a Singapore corporation, with respect
11 to facilitating imports, exports, and reexports of
12 arms and related materiel to and from North
13 Korea.

14 (C) The Central Bank of the Democratic
15 People's Republic of Korea, with respect to the
16 sale of gold to, the receipt of gold from, or the
17 import or export of gold by the Government of
18 North Korea.

19 (D) Kumgang Economic Development Cor-
20 poration (KKG), with respect to being an entity
21 controlled by Bureau 39 of the Workers' Party
22 of the Government of North Korea.

23 (E) Sam Pa, also known as Xu Jinghua,
24 Xu Songhua, Sa Muxu, Samo, Sampa, or Sam
25 King, and any entities owned or controlled by

1 such individual, with respect to transactions
2 with KKG.

3 (F) The Chamber of Commerce of the
4 Democratic People’s Republic of Korea, with re-
5 spect to the exportation of workers in violation
6 of section 104(a)(5) or of section 104(b)(1)(M)
7 of such Act, as amended by subsection (b) of
8 this section.

9 (2) FORM.—The report submitted under para-
10 graph (1) may contain a classified annex.

11 **SEC. 312. PROHIBITION ON INDIRECT CORRESPONDENT**
12 **ACCOUNTS.**

13 (a) IN GENERAL.—Title II of the North Korea Sanc-
14 tions and Policy Enhancement Act of 2016 (22 U.S.C.
15 9221 et seq.) is amended by inserting after section 201
16 the following new section:

17 **“SEC. 201A. PROHIBITION ON INDIRECT CORRESPONDENT**
18 **ACCOUNTS.**

19 “(a) IN GENERAL.—Except as provided in subsection
20 (b), if a United States financial institution has or obtains
21 knowledge that a correspondent account established,
22 maintained, administered, or managed by that institution
23 for a foreign financial institution is being used by the for-
24 eign financial institution to provide significant financial
25 services indirectly to any person, foreign government, or

1 financial institution designated under section 104, the
2 United States financial institution shall ensure that such
3 correspondent account is no longer used to provide such
4 services.

5 “(b) EXCEPTION.—A United States financial institu-
6 tion is authorized to process transfers of funds to or from
7 North Korea, or for the direct or indirect benefit of any
8 person, foreign government, or financial institution that
9 is designated under section 104, only if the transfer—

10 “(1) arises from, and is ordinarily incident and
11 necessary to give effect to, an underlying transaction
12 that has been authorized by a specific or general li-
13 cense issued by the Secretary of the Treasury; and

14 “(2) does not involve debiting or crediting a
15 North Korean account.

16 “(c) DEFINITIONS.—In this section:

17 “(1) CORRESPONDENT ACCOUNT.—The term
18 ‘correspondent account’ has the meaning given that
19 term in section 5318A of title 31, United States
20 Code.

21 “(2) UNITED STATES FINANCIAL INSTITU-
22 TION.—The term ‘United States financial institu-
23 tion’ means has the meaning given that term in sec-
24 tion 510.310 of title 31, Code of Federal Regula-

1 tions, as in effect on the date of the enactment of
2 this section.

3 “(3) FOREIGN FINANCIAL INSTITUTION.—The
4 term ‘foreign financial institution’ has the meaning
5 given that term in section 1010.605 of title 31, Code
6 of Federal Regulations, as in effect on the date of
7 the enactment of this section.”.

8 (b) CLERICAL AMENDMENT.—The table of contents
9 in section 1(b) of the North Korea Sanctions and Policy
10 Enhancement Act of 2016 is amended by inserting after
11 the item relating to section 201 the following new item:

“Sec. 201A. Prohibition on indirect correspondent accounts.”.

12 **SEC. 313. LIMITATIONS ON FOREIGN ASSISTANCE TO NON-**
13 **COMPLIANT GOVERNMENTS.**

14 Section 203 of the North Korea Sanctions and Policy
15 Enhancement Act of 2016 (22 U.S.C. 9223) is amended—

16 (1) in subsection (b)—

17 (A) in the heading, by striking “TRANS-
18 ACTIONS IN LETHAL MILITARY EQUIPMENT”
19 and inserting “TRANSACTIONS IN DEFENSE
20 ARTICLES OR DEFENSE SERVICES”;

21 (B) in paragraph (1), by striking “that
22 provides lethal military equipment to the Gov-
23 ernment of North Korea” and inserting “that
24 provides to or receives from the Government of
25 North Korea a defense article or defense serv-

1 ice, as such terms are defined in section 47 of
2 the Arms Export Control Act (22 U.S.C. 2794),
3 if the President determines that a significant
4 type or amount of such article or service has
5 been so provided or received”; and

6 (C) in paragraph (2), by striking “1 year”
7 and inserting “2 years”;

8 (2) in subsection (d), by striking “or emer-
9 gency” and inserting “maternal and child health,
10 disease prevention and response, or”; and

11 (3) by adding at the end the following new sub-
12 section:

13 “(e) REPORT ON ARMS TRAFFICKING INVOLVING
14 NORTH KOREA.—

15 “(1) IN GENERAL.—Not later than 180 days
16 after the date of the enactment of this subsection,
17 and annually thereafter for 5 years, the Secretary of
18 State shall submit to the appropriate congressional
19 committees a report that specifically describes the
20 compliance of foreign countries and other foreign ju-
21 risdictions with the requirement to curtail the trade
22 described in subsection (b)(1).

23 “(2) FORM.—The report required under para-
24 graph (1) shall be submitted in unclassified form but
25 may contain a classified annex.”.

1 **SEC. 314. AMENDMENTS TO ENHANCE INSPECTION AU-**
2 **THORITIES.**

3 Title II of the North Korea Sanctions and Policy En-
4 hancement Act of 2016 (22 U.S.C. 9221 et seq.), as
5 amended by section 102 of this Act, is further amended
6 by striking section 205 and inserting the following:

7 **“SEC. 205. ENHANCED INSPECTION AUTHORITIES.**

8 “(a) REPORT REQUIRED.—

9 “(1) IN GENERAL.—Not later than 180 days
10 after the date of the enactment of this section, and
11 annually thereafter for 5 years, the President shall
12 submit to the appropriate congressional committees
13 a report—

14 “(A) identifying the operators of foreign
15 sea ports and airports that knowingly—

16 “(i) significantly fail to implement or
17 enforce regulations to inspect ships, air-
18 craft, cargo, or conveyances in transit to or
19 from North Korea, as required by applica-
20 ble United Nations Security Council reso-
21 lutions;

22 “(ii) facilitate the transfer, trans-
23 shipment, or conveyance of significant
24 types or quantities of cargo, vessels, or air-
25 craft owned or controlled by persons des-

1 ignated under applicable United Nations
2 Security Council resolutions; or

3 “(iii) facilitate any of the activities de-
4 scribed in section 104(a);

5 “(B) describing the extent to which the re-
6 quirements of applicable United Nations Secu-
7 rity Council resolutions to de-register any vessel
8 owned, controlled, or operated by or on behalf
9 of the Government of North Korea have been
10 implemented by other foreign countries;

11 “(C) describing the compliance of the Is-
12 lamic Republic of Iran with the sanctions man-
13 dated in applicable United Nations Security
14 Council resolutions;

15 “(D) identifying vessels, aircraft, and con-
16 veyances owned or controlled by the Reconnaissance
17 General Bureau of the Workers’ Party of
18 Korea; and

19 “(E) describing the diplomatic and en-
20 forcement efforts by the President to secure the
21 full implementation of the applicable United
22 Nations Security Council resolutions, as de-
23 scribed in subparagraphs (A) through (C).

1 “(2) FORM.—The report required under para-
2 graph (1) shall be submitted in unclassified form but
3 may contain a classified annex.

4 “(b) SPECIFIC FINDINGS.—Each report required
5 under subsection (a) shall include specific findings with
6 respect to the following ports and airports:

7 “(1) The ports of Dandong, Dalian, and any
8 other port in the People’s Republic of China that the
9 President deems appropriate.

10 “(2) The ports of Abadan, Bandar-e-Abbas,
11 Chabahar, Bandar-e-Khomeini, Bushehr Port,
12 Asaluyeh Port, Kish, Kharg Island, Bandar-e-Lenge,
13 and Khorramshahr, and Tehran Imam Khomeini
14 International Airport, in the Islamic Republic of
15 Iran.

16 “(3) The ports of Nakhodka, Vanino, and Vlad-
17 ivostok, in the Russian Federation.

18 “(4) The ports of Latakia, Banias, and
19 Tartous, and Damascus International Airport, in the
20 Syrian Arab Republic.

21 “(c) ENHANCED SECURITY TARGETING REQUIRE-
22 MENTS.—

23 “(1) IN GENERAL.—Except as provided in para-
24 graph (2), the Secretary of Homeland Security may,
25 using a layered approach, require enhanced screen-

1 ing procedures to determine whether physical inspec-
2 tions are warranted of any cargo bound for or land-
3 ed in the United States that—

4 “(A) has been transported through a sea
5 port or airport the operator of which has been
6 identified by the President in accordance with
7 subsection (a)(1) as having repeatedly failed to
8 comply with applicable United Nations Security
9 Council resolutions;

10 “(B) is aboard a vessel or aircraft, or with-
11 in a conveyance that has, within the last 365
12 days, entered the territory or waters of North
13 Korea, or landed in any of the sea ports or air-
14 ports of North Korea; or

15 “(C) is registered by a country or jurisdic-
16 tion whose compliance has been identified by
17 the President as deficient pursuant to sub-
18 section (a)(2).

19 “(2) EXCEPTION FOR FOOD, MEDICINE, AND
20 HUMANITARIAN SHIPMENTS.—Paragraph (1) shall
21 not apply to any vessel, aircraft, or conveyance that
22 has entered the territory or waters of North Korea,
23 or landed in any of the sea ports or airports of
24 North Korea, exclusively for the purposes described
25 in section 208(b)(3)(B), or to import food, medicine,

1 or supplies into North Korea to meet the humani-
2 tarian needs of the North Korean people.

3 “(d) SEIZURE AND FORFEITURE.—A vessel, aircraft,
4 or conveyance used to facilitate any of the activities de-
5 scribed in section 104(a) under the jurisdiction of the
6 United States may be seized and forfeited, or subject to
7 forfeiture, under—

8 “(1) chapter 46 of title 18, United States Code;
9 or

10 “(2) part V of title IV of the Tariff Act of 1930
11 (19 U.S.C. 1581 et seq.).”.

12 **SEC. 315. ENFORCING COMPLIANCE WITH UNITED NATIONS**
13 **SHIPPING SANCTIONS AGAINST NORTH**
14 **KOREA.**

15 (a) IN GENERAL.—The Ports and Waterways Safety
16 Act (33 U.S.C. 1221 et seq.) is amended by adding at
17 the end the following new section:

18 **“SEC. 16. PROHIBITION ON ENTRY AND OPERATION.**

19 “(a) PROHIBITION.—

20 “(1) IN GENERAL.—Except as otherwise pro-
21 vided in this section, no vessel described in sub-
22 section (b) may enter or operate in the navigable
23 waters of the United States or transfer cargo in any
24 port or place under the jurisdiction of the United
25 States.

1 “(2) LIMITATIONS ON APPLICATION.—

2 “(A) IN GENERAL.—The prohibition under
3 paragraph (1) shall not apply with respect to—

4 “(i) a vessel described in subsection
5 (b)(1), if the Secretary of State determines
6 that—

7 “(I) the vessel is owned or oper-
8 ated by or on behalf of a country the
9 government of which the Secretary of
10 State determines is closely cooperating
11 with the United States with respect to
12 implementing the applicable United
13 Nations Security Council resolutions
14 (as such term is defined in section 3
15 of the North Korea Sanctions and
16 Policy Enhancement Act of 2016); or

17 “(II) it is in the national security
18 interest not to apply the prohibition to
19 such vessel; or

20 “(ii) a vessel described in subsection
21 (b)(2), if the Secretary of State determines
22 that the vessel is no longer registered as
23 described in that subsection.

24 “(B) NOTICE.—Not later than 15 days
25 after making a determination under subpara-

graph (A), the Secretary of State shall submit to the Committee on Foreign Affairs and the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Foreign Relations and the Committee on Commerce, Science, and Transportation of the Senate written notice of the determination and the basis upon which the determination was made.

“(C) PUBLICATION.—The Secretary of State shall publish a notice in the Federal Register of each determination made under subparagraph (A).

“(b) VESSELS DESCRIBED.—A vessel referred to in subsection (a) is a foreign vessel for which a notice of arrival is required to be filed under section 4(a)(5), and that—

“(1) is on the most recent list of vessels published in Federal Register under subsection (c)(2); or

“(2) more than 180 days after the publication of such list, is knowingly registered, pursuant to the 1958 Convention on the High Seas entered into force on September 30, 1962, by a government the agents or instrumentalities of which are maintaining

1 a registration of a vessel that is included on such
2 list.

3 “(c) INFORMATION AND PUBLICATION.—The Sec-
4 retary of the department in which the Coast Guard is op-
5 erating, with the concurrence of the Secretary of State,
6 shall—

7 “(1) maintain timely information on the reg-
8 istrations of all foreign vessels over 300 gross tons
9 that are known to be—

10 “(A) owned or operated by or on behalf of
11 the Government of North Korea or a North Ko-
12 rean person;

13 “(B) owned or operated by or on behalf of
14 any country in which a sea port is located, the
15 operator of which the President has identified
16 in the most recent report submitted under sec-
17 tion 205(a)(1)(A) of the North Korea Sanctions
18 and Policy Enhancement Act of 2016; or

19 “(C) owned or operated by or on behalf of
20 any country identified by the President as a
21 country that has not complied with the applica-
22 ble United Nations Security Council resolutions
23 (as such term is defined in section 3 of such
24 Act); and

1 “(2) not later than 180 days after the date of
2 the enactment of this section, and periodically there-
3 after, publish in the Federal Register a list of the
4 vessels described in paragraph (1).

5 “(d) NOTIFICATION OF GOVERNMENTS.—

6 “(1) IN GENERAL.—The Secretary of State
7 shall notify each government, the agents or instru-
8 mentalities of which are maintaining a registration
9 of a foreign vessel that is included on a list pub-
10 lished under subsection (c)(2), not later than 30
11 days after such publication, that all vessels reg-
12 istered under such government’s authority are sub-
13 ject to subsection (a).

14 “(2) ADDITIONAL NOTIFICATION.—In the case
15 of a government that continues to maintain a reg-
16 istration for a vessel that is included on such list
17 after receiving an initial notification under para-
18 graph (1), the Secretary shall issue an additional no-
19 tification to such government not later than 120
20 days after the publication of a list under subsection
21 (c)(2).

22 “(e) NOTIFICATION OF VESSELS.—Upon receiving a
23 notice of arrival under section 4(a)(5) from a vessel de-
24 scribed in subsection (b), the Secretary of the department
25 in which the Coast Guard is operating shall notify the

1 master of such vessel that the vessel may not enter or op-
2 erate in the navigable waters of the United States or
3 transfer cargo in any port or place under the jurisdiction
4 of the United States, unless—

5 “(1) the Secretary of State has made a deter-
6 mination under subsection (a)(2); or

7 “(2) the Secretary of the department in which
8 the Coast Guard is operating allows provisional
9 entry of the vessel, or transfer of cargo from the ves-
10 sel, under subsection (f).

11 “(f) PROVISIONAL ENTRY OR CARGO TRANSFER.—
12 Notwithstanding any other provision of this section, the
13 Secretary of the department in which the Coast Guard is
14 operating may allow provisional entry of, or transfer of
15 cargo from, a vessel, if such entry or transfer is necessary
16 for the safety of the vessel or persons aboard.

17 “(g) RIGHT OF INNOCENT PASSAGE AND RIGHT OF
18 TRANSIT PASSAGE.—This section shall not be construed
19 as authority to restrict the right of innocent passage or
20 the right of transit passage as recognized under inter-
21 national law.

22 “(h) FOREIGN VESSEL DEFINED.—In this section,
23 the term ‘foreign vessel’ has the meaning given that term
24 in section 110 of title 46, United States Code.”.

25 (b) CONFORMING AMENDMENTS.—

1 (1) SPECIAL POWERS.—Section 4(b)(2) of the
2 Ports and Waterways Safety Act (33 U.S.C.
3 1223(b)(2)) is amended by inserting “or 16” after
4 “section 9”.

5 (2) DENIAL OF ENTRY.—Section 13(e) of the
6 Ports and Waterways Safety Act (33 U.S.C.
7 1232(e)) is amended by striking “section 9” and in-
8 serting “section 9 or 16”.

9 **SEC. 316. REPORT ON COOPERATION BETWEEN NORTH**
10 **KOREA AND IRAN.**

11 (a) IN GENERAL.—Not later than 180 days after the
12 date of the enactment of this Act, and annually thereafter
13 for 5 years, the President shall submit to the appropriate
14 congressional committees and leadership a report that in-
15 cludes—

16 (1) an assessment of the extent of cooperation
17 (including through the transfer of goods, services,
18 technology, or intellectual property) between North
19 Korea and Iran relating to their respective nuclear,
20 ballistic missile development, chemical or biological
21 weapons development, or conventional weapons pro-
22 grams;

23 (2) the names of any Iranian or North Korean
24 persons that have knowingly engaged in or di-
25 rected—

1 (A) the provision of material support to
2 such programs; or

3 (B) the exchange of information between
4 North Korea and Iran with respect to such pro-
5 grams;

6 (3) the names of any other foreign persons that
7 have facilitated the activities described in paragraph
8 (1); and

9 (4) a determination whether any of the activi-
10 ties described in paragraphs (1) and (2) violate
11 United Nations Security Council Resolution 2231
12 (2015).

13 (b) FORM.—The report required under subsection (a)
14 shall be submitted in unclassified form but may contain
15 a classified annex.

16 (c) APPROPRIATE CONGRESSIONAL COMMITTEES
17 AND LEADERSHIP DEFINED.—In this section, the term
18 “appropriate congressional committees and leadership”
19 means—

20 (1) the Committee on Foreign Relations, the
21 Committee on Banking, Housing, and Urban Af-
22 fairs, and the majority and minority leaders of the
23 Senate; and

24 (2) the Committee on Foreign Affairs, the
25 Committee on Financial Services, the Committee on

1 Ways and Means, and the Speaker, the majority
2 leader, and the minority leader of the House of Rep-
3 resentatives.

4 **SEC. 317. REPORT ON IMPLEMENTATION OF UNITED NA-**
5 **TIONS SECURITY COUNCIL RESOLUTIONS BY**
6 **OTHER GOVERNMENTS.**

7 (a) IN GENERAL.—Not later than 180 days after the
8 date of the enactment of this Act, and annually thereafter
9 for 5 years, the President shall submit to the appropriate
10 congressional committees and leadership a report that
11 evaluates the degree to which the governments of other
12 countries have knowingly failed to—

13 (1) close the representative offices of persons
14 designated under applicable United Nations Security
15 Council resolutions;

16 (2) expel any North Korean nationals, including
17 diplomats, working on behalf of such persons;

18 (3) prohibit the opening of new branches, sub-
19 sidiaries, or representative offices of North Korean
20 financial institutions within the jurisdictions of such
21 governments; or

22 (4) expel any representatives of North Korean
23 financial institutions.

1 (b) FORM.—The report required under subsection (a)
2 shall be submitted in unclassified form but may contain
3 a classified annex.

4 (c) APPROPRIATE CONGRESSIONAL COMMITTEES
5 AND LEADERSHIP DEFINED.—In this section, the term
6 “appropriate congressional committees and leadership”
7 means—

8 (1) the Committee on Foreign Relations, the
9 Committee on Banking, Housing, and Urban Af-
10 fairs, and the majority and minority leaders of the
11 Senate; and

12 (2) the Committee on Foreign Affairs, the
13 Committee on Financial Services, the Committee on
14 Ways and Means, and the Speaker, the majority
15 leader, and the minority leader of the House of Rep-
16 resentatives.

17 **SEC. 318. BRIEFING ON MEASURES TO DENY SPECIALIZED**
18 **FINANCIAL MESSAGING SERVICES TO DES-**
19 **IGNATED NORTH KOREAN FINANCIAL INSTI-**
20 **TUTIONS.**

21 (a) IN GENERAL.—Not later than 180 days after the
22 date of the enactment of this Act, and every 180 days
23 thereafter for 5 years, the President shall provide to the
24 appropriate congressional committees a briefing that in-
25 cludes the following information:

1 (1) A list of each person or foreign government
2 the President has identified that directly provides
3 specialized financial messaging services to, or en-
4 ables or facilitates direct or indirect access to such
5 messaging services for—

6 (A) any North Korean financial institution
7 (as such term is defined in section 3 of the
8 North Korea Sanctions and Policy Enhance-
9 ment Act of 2016 (22 U.S.C. 9202)) designated
10 under an applicable United Nations Security
11 Council resolution; or

12 (B) any other North Korean person, on be-
13 half of such a North Korean financial institu-
14 tion.

15 (2) A detailed assessment of the status of ef-
16 forts by the Secretary of the Treasury to work with
17 the relevant authorities in the home jurisdictions of
18 such specialized financial messaging providers to end
19 such provision or access.

20 (b) FORM.—The briefing required under subsection
21 (a) may be classified.

1 **Subtitle B—Sanctions With Respect**
2 **to Human Rights Abuses by the**
3 **Government of North Korea**

4 **SEC. 321. SANCTIONS FOR FORCED LABOR AND SLAVERY**
5 **OVERSEAS OF NORTH KOREANS.**

6 (a) SANCTIONS FOR TRAFFICKING IN PERSONS.—

7 (1) IN GENERAL.—Section 302(b) of the North
8 Korea Sanctions and Policy Enhancement Act of
9 2016 (22 U.S.C. 9241(b)) is amended—

10 (A) in paragraph (1), by striking “and” at
11 the end;

12 (B) in paragraph (2), by striking the pe-
13 riod at the end and inserting “; and”; and

14 (C) by adding at the end the following new
15 paragraph:

16 “(3) a list of foreign persons that knowingly
17 employ North Korean laborers, as described in sec-
18 tion 104(b)(1)(M).”.

19 (2) ADDITIONAL DETERMINATIONS; RE-
20 PORTS.—With respect to any country identified in
21 section 302(b)(2) of the North Korea Sanctions and
22 Policy Enhancement Act of 2016 (22 U.S.C.
23 9241(b)(2)), as amended by paragraph (1), the re-
24 port required under section 302(a) of such Act
25 shall—

1 (A) include a determination whether each
2 person identified in section 302(b)(3) of such
3 Act (as amended by paragraph (1)) who is a
4 national or a citizen of such identified country
5 meets the criteria for sanctions under—

6 (i) section 111 of the Trafficking Vic-
7 tims Protection Act of 2000 (22 U.S.C.
8 7108) (relating to the prevention of traf-
9 ficking in persons); or

10 (ii) section 104(a) or 104(b)(1) of the
11 North Korea Sanctions and Policy En-
12 hancement Act of 2016 (22 U.S.C.
13 9214(a)), as amended by section 101 of
14 this Act;

15 (B) be included in the report required
16 under section 110(b) of the Trafficking Victims
17 Protection Act of 2000 (22 U.S.C. 7107(b))
18 (relating to the annual report on trafficking in
19 persons); and

20 (C) be considered in any determination
21 that the government of such country has made
22 serious and sustained efforts to eliminate severe
23 forms of trafficking in persons, as such term is
24 defined for purposes of the Trafficking Victims
25 Protection Act of 2000.

1 (b) SANCTIONS ON FOREIGN PERSONS THAT EM-
2 PLOY NORTH KOREAN LABOR.—

3 (1) IN GENERAL.—Title III of the North Korea
4 Sanctions and Policy Enhancement Act of 2016 (22
5 U.S.C. 9241 et seq.) is amended by inserting after
6 section 302 the following new sections:

7 **“SEC. 302A. REBUTTABLE PRESUMPTION APPLICABLE TO**
8 **GOODS MADE WITH NORTH KOREAN LABOR.**

9 “(a) IN GENERAL.—Except as provided in subsection
10 (b), any significant goods, wares, articles, and merchan-
11 dise mined, produced, or manufactured wholly or in part
12 by the labor of North Korean nationals or citizens shall
13 be deemed to be prohibited under section 307 of the Tariff
14 Act of 1930 (19 U.S.C. 1307) and shall not be entitled
15 to entry at any of the ports of the United States.

16 “(b) EXCEPTION.—The prohibition described in sub-
17 section (a) shall not apply if the Commissioner of U.S.
18 Customs and Border Protection finds, by clear and con-
19 vincing evidence, that the goods, wares, articles, or mer-
20 chandise described in such paragraph were not produced
21 with convict labor, forced labor, or indentured labor under
22 penal sanctions.

1 **“SEC. 302B. SANCTIONS ON FOREIGN PERSONS EMPLOYING**
2 **NORTH KOREAN LABOR.**

3 “(a) IN GENERAL.—Except as provided in subsection
4 (c), the President shall designate any person identified
5 under section 302(b)(3) for the imposition of sanctions
6 under subsection (b).

7 “(b) IMPOSITION OF SANCTIONS.—

8 “(1) IN GENERAL.—The President shall impose
9 the sanctions described in paragraph (2) with re-
10 spect to any person designated under subsection (a).

11 “(2) SANCTIONS DESCRIBED.—The sanctions
12 described in this paragraph are sanctions pursuant
13 to the International Emergency Economic Powers
14 Act (50 U.S.C. 1701 et seq.) to block and prohibit
15 all transactions in property and interests in property
16 of a person designated under subsection (a), if such
17 property and interests in property are in the United
18 States, come within the United States, or are or
19 come within the possession or control of a United
20 States person.

21 “(c) EXCEPTION.—

22 “(1) IN GENERAL.—A person may not be des-
23 ignated under subsection (a) if the President cer-
24 tifies to the appropriate congressional committees
25 that the President has received reliable assurances
26 from such person that—

1 “(A) the employment of North Korean la-
2 borers does not result in the direct or indirect
3 transfer of convertible currency, luxury goods,
4 or other stores of value to the Government of
5 North Korea;

6 “(B) all wages and benefits are provided
7 directly to the laborers, and are held, as appli-
8 cable, in accounts within the jurisdiction in
9 which they reside in locally denominated cur-
10 rency; and

11 “(C) the laborers are subject to working
12 conditions consistent with international stand-
13 ards.

14 “(2) RECERTIFICATION.—Not later than 180
15 days after the date on which the President transmits
16 to the appropriate congressional committees an ini-
17 tial certification under paragraph (1), and every 180
18 days thereafter, the President shall—

19 “(A) transmit a recertification stating that
20 the conditions described in such paragraph con-
21 tinue to be met; or

22 “(B) if such recertification cannot be
23 transmitted, impose the sanctions described in
24 subsection (b) beginning on the date on which

1 the President determines that such recertifi-
 2 cation cannot be transmitted.”.

3 (2) CLERICAL AMENDMENT.—The table of con-
 4 tents in section 1(b) of the North Korea Sanctions
 5 and Policy Enhancement Act of 2016 is amended by
 6 inserting after the item relating to section 302 the
 7 following new items:

“Sec. 302A. Rebuttable presumption applicable to goods made with North Ko-
 rean labor.

“Sec. 302B. Sanctions on foreign persons employing North Korean labor.”.

8 **SEC. 322. MODIFICATIONS TO SANCTIONS SUSPENSION AND**
 9 **WAIVER AUTHORITIES.**

10 (a) EXEMPTIONS.—Section 208(a) of the North
 11 Korea Sanctions and Policy Enhancement Act of 2016 (22
 12 U.S.C. 9228(a)) is amended in the matter preceding para-
 13 graph (1)—

14 (1) by inserting “201A,” after “104,”; and

15 (2) by inserting “302A, 302B,” after “209,”.

16 (b) HUMANITARIAN WAIVER.—Section 208(b) of the
 17 North Korea Sanctions and Policy Enhancement Act of
 18 2016 (22 U.S.C. 9228(b)(1)) is amended—

19 (1) by inserting “201A,” after “104,” in each
 20 place it appears; and

21 (2) by inserting “302A, 302B,” after “209(b),”
 22 in each place it appears.

23 (c) WAIVER.—Section 208(c) of the North Korea
 24 Sanctions and Policy Enhancement Act of 2016 (22

1 U.S.C. 9228(c)) is amended in the matter preceding para-
2 graph (1)—

3 (1) by inserting “201A,” after “104,”; and

4 (2) by inserting “302A, 302B,” after
5 “209(b),”.

6 **SEC. 323. REWARD FOR INFORMANTS.**

7 Section 36(b) of the State Department Basic Au-
8 thorities Act of 1956 (22 U.S.C. 2708(b)), is amended—

9 (1) in paragraph (9), by striking “or” at the
10 end;

11 (2) in paragraph (10), by striking the period at
12 the end and inserting a semicolon; and

13 (3) by adding at the end the following new
14 paragraphs:

15 “(11) the identification or location of any per-
16 son who, while acting at the direction of or under
17 the control of a foreign government, aids or abets a
18 violation of section 1030 of title 18, United States
19 Code; or

20 “(12) the disruption of financial mechanisms of
21 any person who has engaged in the conduct de-
22 scribed in sections 104(a) or 104(b)(1) of the North
23 Korea Sanctions and Policy Enhancement Act of
24 2016 (22 U.S.C. 2914(a) or (b)(1)).”.

1 **SEC. 324. DETERMINATION ON DESIGNATION OF NORTH**
2 **KOREA AS A STATE SPONSOR OF TERRORISM.**

3 (a) DETERMINATION.—

4 (1) IN GENERAL.—Not later than 90 days after
5 the date of the enactment of this Act, the Secretary
6 of State shall submit to the appropriate congressional
7 committees a determination whether North
8 Korea meets the criteria for designation as a state
9 sponsor of terrorism.

10 (2) FORM.—The determination required by
11 paragraph (1) shall be submitted in unclassified
12 form but may include a classified annex, if appropriate.
13

14 (b) STATE SPONSOR OF TERRORISM DEFINED.—For
15 purposes of this section, the term “state sponsor of terrorism”
16 means a country the government of which the
17 Secretary of State has determined, for purposes of section
18 6(j) of the Export Administration Act of 1979 (50 U.S.C.
19 4605(j)) (as in effect pursuant to the International Emergency
20 Economic Powers Act), section 620A of the Foreign
21 Assistance Act of 1961 (22 U.S.C. 2371), section 40 of
22 the Arms Export Control Act (22 U.S.C. 2780), or any
23 other provision of law, is a government that has repeatedly
24 provided support for acts of international terrorism.

1 **Subtitle C—General Authorities**

2 **SEC. 331. AUTHORITY TO CONSOLIDATE REPORTS.**

3 Any reports required to be submitted to the appro-
4 pate congressional committees under this title or any
5 amendment made by this title that are subject to deadlines
6 for submission consisting of similar units of time may be
7 consolidated into a single report that is submitted to ap-
8 propriate congressional committees pursuant to the earlier
9 of such deadlines. The consolidated reports must contain
10 all information required under this title or any amendment
11 made by this title, in addition to all other elements man-
12 dated by previous law.

13 **SEC. 332. RULE OF CONSTRUCTION.**

14 Nothing in this title shall be construed to limit—

15 (1) the authority or obligation of the President
16 to apply the sanctions described in section 104 of
17 the North Korea Sanctions and Policy Enhancement
18 Act of 2016 (22 U.S.C. 9214), as amended by sec-
19 tion 311 of this Act, with regard to persons who
20 meet the criteria for designation under such section,
21 or in any other provision of law; or

22 (2) the authorities of the President pursuant to
23 the International Emergency Economic Powers Act
24 (50 U.S.C. 1701 et seq.).

1 **SEC. 333. REGULATORY AUTHORITY.**

2 (a) IN GENERAL.—The President shall, not later
3 than 180 days after the date of the enactment of this Act,
4 promulgate regulations as necessary for the implementa-
5 tion of this title and the amendments made by this title.

6 (b) NOTIFICATION TO CONGRESS.—Not fewer than
7 10 days before the promulgation of a regulation under
8 subsection (a), the President shall notify and provide to
9 the appropriate congressional committees the proposed
10 regulation, specifying the provisions of this title or the
11 amendments made by this title that the regulation is im-
12 plementing.

13 **SEC. 334. LIMITATION ON FUNDS.**

14 No additional funds are authorized to carry out the
15 requirements of this title or of the amendments made by
16 this title. Such requirements shall be carried out using
17 amounts otherwise authorized.

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